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HOUSE JOURNAL

OF THE

Twenty-first Legislative Assembly

OF THE

STATE OF MONTANA

Held at Helena, the seat of Government of Said State,
commencing January 7th, 1929 and
ending March 7th, 1929

PUBLISHED BY AUTHORITY

STATE PUBLISHING CO., HELENA, MONT



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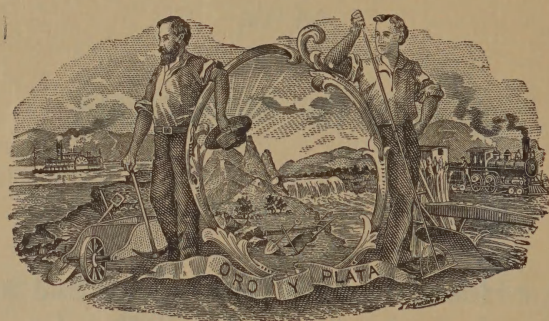
STATE OF MONTANA

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OFFICERS AND MEMBERS

OF THE

21st Legislative Assembly of the State of Montana

Governor, J. E. ERICKSON

Lieutenant Governor and President of the Senate, F. A. HAZELBAKER

Speaker of the House, R. C. BRICKER

STATE SENATORS

NAME	Residence	County	Politics
Baker, Dr. Arthur A.	Glendive	Dawson	Republican
*Bergstrom, Theo.	Willard	Fallon	Democrat
*Campbell, John L.	Missoula	Missoula	Republican
*Campbell, John S.	Reed Point	Stillwater	Democrat
Church, W. R.	Helena	Lewis & Clark	Democrat
*Cooper, George R.	DeBorgia	Mineral	Republican
Cowan, Wm. T.	Box Elder	Hill	Republican
Crawford, James	Circle	McCone	Republican
Delaney, F. W.	Terry	Prairie	Democrat
*Donovan, L. P.	Shelby	Toole	Democrat
*Dowlin, Chas. M.	Forsyth	Rosebud	Republican
*Duncan, M. M.	Virginia City	Madison	Democrat
*Eaton, Ernest T.	Polytechnic	Yellowstone	Republican
*Garber, John D.	Plains	Sanders	Democrat
*Goodman, E. H.	Townsend	Broadwater	Democrat
Gilboe, Christian F.	Valier	Pondera	Republican
Gustafson, Geo.	Chinook	Blaine	Republican
Hagerty, Dan F.	Browning	Glacier	Democrat
Harris, Orville	White Sul. Spgs.	Meagher	Republican
Higbie, D. V.	Big Timber	Sweet Grass	Republican
Holt, S. A.	Broadus	Powder River	Republican
Holton, Albert	Cohagen	Garfield	Republican
*Joffray, E. N.	Clancy	Jefferson	Democrat
*Johnson, Albert	Denton	Fergus	Republican
*Kane, Thomas	Corvallis	Ravalli	Republican
Keeley, William E.	Deer Lodge	Powell	Republican
*Kemmis, Walter D.	Sidney	Richland	Republican
*Kennedy, John D.	Phillipsburg	Granite	Republican
*Larson, T. O.	Choteau	Teton	Republican
McCleary, Frank	Red Lodge	Carbon	Democrat
McCormick, F. T.	Roundup	Musselshell	Republican
*McQuitty, I. S.	Harlowton	Wheatland	Democrat
*Mears, John L.	Geyser	Judith Basin	Republican
Parkin, E. J.	Bozeman	Gallatin	Republican
*Pauline, Robert	Kalispell	Flathead	Republican
Plank, Leonard	Chester	Liberty	Democrat
*Pomeroy, H. G.	Eureka	Lincoln	Republican
*Porter, S. H.	Big Sandy	Chouteau	Democrat
Richardson, Ervin A.	Lodge Grass	Big Horn	Republican
*Ruffcorn, William M.	Baylor	Valley	Republican
Schnitzler, J. W.	Froid	Roosevelt	Republican
*Sibbert, Henry N.	Winnett	Petroleum	Republican
Shelver, Harry	Livingston	Park	Republican
Smith, Pearl I.	Dillon	Beaverhead	Republican
Smith, H. C.	Miles City	Custer	Republican
Sparling, James T.	Flaxville	Daniels	Democrat
*Staggs, W. L.	Wibaux	Wibaux	Republican
Stewart, T. P.	Anaconda	Deer Lodge	Republican
Stoutenburg, H. W.	Hysham	Treasure	Republican
Survant, John	Malta	Phillips	Republican
*Taylor, Charles E.	Plentywood	Sheridan	Far. Labor
Thien, Henry	Ryegate	Golden Valley	Republican
Tower, Ralph R.	Polson	Lake	Republican
*Walker, T. J.	Butte	Silver Bow	Democrat
*Wheeler, Leon L.	Ekalaka	Carter	Republican
*Wuerthner, Julius J.	Great Falls	Cascade	Republican

*Holdover, Elected in 1926.

FRANK CONE, Secretary.

House of Representatives

NAME	Residence	County	Politics
Angvick, Lars.	Reserve	Sheridan	Republican
Anderson, A. G.	Boyd	Carbon	Republican
Arnold, S. C.	Broadview	Stillwater	Republican
Arnold, John	Birney	Rosebud	Democrat
Ballard, W. T.	Butte	Silver Bow	Democrat
Barry, George	Butte	Silver Bow	Democrat
Benjamin, H. E.	Shelby	Toole	Democrat
Bonine, George J.	Havre	Hill	Democrat
Besancon, Albert	Missoula	Missoula	Democrat
Bretzke, Lou E.	Lustre	Valley	Republican
Bricker, R. C.	Windham	Judith Basin	Republican
Brown, Fred M.	Bozeman	Gallatin	Republican
Brown, W. A.	Great Falls	Cascade	Democrat
Buck, Harry H.	Kalispell	Flathead	Republican
Budas, Albert	Roberts	Carbon	Republican
Burrell, Clyde E.	Baker	Fallon	Republican
Chapman, D. W.	Peerless	Daniels	Democrat
Chatham, James	Butte	Silver Bow	Democrat
Clausen, C. C.	Livingston	Park	Republican
Cooney, Byron E.	Butte	Silver Bow	Democrat
Curran, Lucy	Poplar	Roosevelt	Republican
Darlington, G. W.	Bozeman	Gallatin	Republican
Dean, Guy	Plains	Sanders	Republican
Dellwo, Dennis A.	Charlo	Lake	Democrat
Doran, Tod	Butte	Silver Bow	Democrat
Dougherty, Ralph	Grantsdale	Ravalli	Republican
Dunn, R. J.	Bozeman	Gallatin	Republican
Ekegren, E. P.	Harlem	Blaine	Republican
English, M. J.	Butte	Silver Bow	Democrat
English, Gus	Anaconda	Deer Lodge	Republican
Erickson, L. N.	Lavina	Golden Valley	Republican
Fairgrieve, Alex	Washoe	Carbon	Republican
Flachsenhar, W. R.	Terry	Prairie	Republican
Freed, Elden	Winnett	Petroleum	Democrat
Fulsher, Dr. Fred R.	Superior	Mineral	Democrat
Goodwin, Phil C.	Butte	Silver Bow	Democrat
Gordon, Geo. D.	Fort Benton	Chouteau	Democrat
Green, Henry R.	Lindsay	Dawson	Republican
George, W. H.	Great Falls	Cascade	Republican
Hagestad, Ray M.	Wolf Point	McCone	Republican
Hanley, J. W.	Lewistown	Fergus	Republican
Henderson, M. R.	Hall	Granite	Republican
Hodgskiss, J. E.	Choteau	Teton	Republican
Jameson, W. J., Jr.	Billings	Yellowstone	Republican
Jensen, S. R.	Great Falls	Cascade	Democrat
Jones, Dudley	Dodson	Phillips	Republican
Johnson, Elmer	Glasgow	Valley	Republican
Jergensen, Jas. A.	Whitehall	Jefferson	Republican
Kinville, Samuel A.	Butte	Silver Bow	Democrat
Knight, J. B. C.	Anaconda	Deer Lodge	Republican
Kruse, Albert H.	Brusett	Garfield	Republican
Leavens, Robert	Billings	Yellowstone	Republican
Leavitt, W. B.	Miles City	Custer	Republican
Lewis, D. J.	Sioux Pass	Richland	Republican
Lillis, B. C.	Billings	Yellowstone	Republican
Logan, E. U.	Billings	Yellowstone	Republican
Lucas, John W.	Ringling	Meagher	Republican
MacRae, Charles	Woodside	Ravalli	Republican
Mason, George P.	Helena	Lewis and Clark	Democrat
Manning, Seth	Wibaux	Wibaux	Republican
Marshall, M. R.	Missoula	Missoula	Republican
Metlen, Joe	Armstead	Beaverhead	Democrat
Merritt, Clarence	Roundup	Musselshell	Republican
Minette, Dr. C. H.	Cut Bank	Glacier	Democrat
Monaghan, Joseph P.	Butte	Silver Bow	Democrat
Miller, Timothy	Libby	Lincoln	Democrat
Miller, N. O.	Roy	Fergus	Republican
Moss, G. M.	Whitefish	Flathead	Republican
Moulton, B. F.	Grass Range	Fergus	Republican
Murphy, C. F.	Anaconda	Deer Lodge	Democrat
Nagle, Raymond T.	Helena	Lewis and Clark	Democrat
Nelson, Ben	Malta	Phillips	Republican
Nelstead, T. E.	Ekalaka	Carter	Republican
Nicholson, Stuart H.	McLeod	Sweet Grass	Democrat
O'Day, R. S.	Great Falls	Cascade	Democrat
Parker, Neil C.	Creston	Flathead	Republican
Pauly, Sylvan J.	Deer Lodge	Powell	Republican

HOUSE OF REPRESENTATIVES—(Continued)

NAME	Residence	County	Politics
Purnell, S. J.	Kalispell.....	Flathead.....	Republican
Reed, Grant	Townsend.....	Broadwater.....	Republican
Renwick, W. C.	Billings.....	Yellowstone.....	Republican
Rigg, Peter M.	Hingham.....	Hill.....	Republican
Roll, Fritz	Great Falls.....	Cascade.....	Republican
Rolph, Herbert D.	Joplin.....	Liberty.....	Democrat
Ross, Thos. A.	Chinook.....	Blaine.....	Republican
Ryder, Arthur	Froid.....	Roosevelt.....	Republican
Sample, Harry A.	Glendive.....	Dawson.....	Republican
Sheffer, J. C.	Sanders.....	Treasure.....	Republican
Shepard, George R.	Missoula.....	Missoula.....	Republican
Simpson, Charles M.	Volborg.....	Custer.....	Republican
Salyerds, D. C.	Lewistown.....	Fergus.....	Republican
Steeves, M. D.	Livingston.....	Park.....	Republican
Sullivan, Henry	Walkerville.....	Silver Bow.....	Democrat
Thorburn, W. B.	Harlowton.....	Wheatland.....	Republican
Tinsley, B.	Pony.....	Madison.....	Democrat
Ueland, Andrew	Outlook.....	Sheridan.....	Republican
Warren, W. E.	Hardin.....	Big Horn.....	Republican
Waite, W. T.	Broadus.....	Powder River.....	Republican
Willard, Dr. Asa	Missoula.....	Missoula.....	Republican
Willis, Sid	Great Falls.....	Cascade.....	Democrat
Wickware, M. C.	Valier.....	Pondera.....	Republican
Wilson, Cecil V.	Helena.....	Lewis and Clark.....	Republican
Woodcock, John W.	Shonkin.....	Chouteau.....	Democrat

H. J. FAUST, Chief Clerk.

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	in, or which may hereafter come into the State Treasury to the credit of the 'Veterans' Memorial Fund,' pursuant to the provisions of Chapter 103 of the Laws of 1927, amendatory of Sections 4551 to 4562, inclusive, of the Revised Codes of 1921, relating to Athletic Exhibitions; enabling the State to receive gifts for the betterment and support of such building, and repealing Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission."	39, 138, 139.
19	A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921 relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and providing for additional information in connection therewith."	40, 56, 70, 80, 88, 105, 121, 134, 140, 147, 156, 164, 166, 176, 183.
20	A Bill for an Act entitled: "An Act defining the qualifications of Police Judge of cities having a population of thirty thousand or over."	40, 62.
21	A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, relating to hail insurance, providing for the payment of losses and fixing the amount that may be levied for the Reserve Fund."	40, 90, 99, 128, 245.
22	A Bill for an Act entitled: "An Act to repeal Sections 12075, 12076, and 12077 of the Revised Codes of Montana of 1921 relating to indeterminate sentence and parole."	40, 55, 70, 80, 85, 86, 535, 556, 585, 601.
23	A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 relating to the creation of herd districts, their size, location, boundaries, population and procedure for the establishment thereof."	40, 90, 104, 123, 128, 300, 378, 483, 505, 514.
24	A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or pension and for an artificial limb and expenses incident to fitting artificial limb; due to injuries received while on duty in the	

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	service of the State of Montana as a Private in the Service Company, 163rd Infantry, Montana National Guard."	41, 342.
Sub. 24	A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or as a pension and for artificial limb and expenses incident to fitting artificial limb, due to injuries received while on duty in the service of the Senate of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard."	345, 367, 382, 383, 410, 426, 476, 508, 518, 540, 553, 570.
25	A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto."	41, 51, 137, 138, 392.
26	A Bill for an Act entitled: "An Act to authorize the State Board of Land Commissioners to purchase, lease, receive, create, and establish State Parks; to provide for their public use, administration, management, control, operation, and regulation; to create and designate a State Park Director and to define his powers and duties; and to repeal all Acts and parts of Acts in conflict herewith."	45, 50, 58, 66, 69, 71, 84, 250, 251.
27	A Bill for an Act entitled: "An Act to amend Section 1916 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 70 of the 1925 Session Laws, authorizing the redemption of certain bonds held by the State before the dates on which the same become optional or redeemable according to the terms and conditions thereof.".....	45, 50, 58, 66, 72, 84, 134, 154, 162, 172, 178, 188, 204.
28	A Bill for an Act entitled: "An Act to amend and reenact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of cancelled certificates of purchase of State Lands."	45, 50, 58, 66, 69, 70, 72, 84, 121, 134, 251, 398, 440, 469, 529, 602, 622, 623.
29	A Bill for an Act entitled: "An Act to amend Section 10306, Montana Revised Codes, 1921, relating to the loaning and investment of moneys belonging to estates of deceased persons, minors and incompetents."	46, 82, 100, 106, 111, 188, 189.

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30	A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609, 8610 and 8611 of the Revised Codes of Montana of 1921, regulating the sale in bulk of goods, wares, merchandise, furniture, fixtures, and equipment, and all personal property used in the business of the vendor and making provisions for the protection of the creditors of the vendor."	48, 74, 79, 87, 90, 97, 109, 584, 587.
31	A Bill for an Act entitled: "An Act to amend Section 439 of the Revised Codes of Montana of 1921, as amended by Chapter 124 of the Session Laws of Montana of 1925, providing for salaries of janitors, watchmen and engineers at the State Capitol, and providing for the salary of a carpenter employed at the State Capitol."	48, 62, 70, 80, 88, 89, 105, 134, 154, 162, 172, 178, 188, 204.
32	A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles; persons exempted; when the license is suspended or revoked; persons ineligible for licensure; possession of license card; recording of licenses issued, suspended or revoked; expense records providing for collection and distribution of fees; prescribing penalties."	48, 78, 90, 106, 175, 370, 383, 412, 439, 440, 455, 464, 476, 602, 604, 633.
33	A Bill for an Act entitled: "An Act to amend Section 5247, Revised Codes of Montana, 1921, Political Code."	51, 246.
34	A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; authorizing the creation, maintenance, and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring levy of taxes when necessary for the financial requirements of such fund."	51, 117, 181.
Sub. 34	A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; authorizing the creation, maintenance and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring levy of taxes when necessary for the financial requirements of such fund."	210, 224, 225, 227, 229, 250, 343, 378, 397, 425, 457.

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35	A Bill for an Act entitled: "An Act to amend Section 3386, Revised Codes of Montana, 1921, relating to trespassing animals within herd-districts, the proceedings in respect thereto, and disposition of proceeds of sale."	51, 307, 351, 372, 394, 405, 476, 520, 553, 556, 568, 569, 601, 603.
36	A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to the priority rights in the appropriation of water and giving preference to uses of water for certain beneficial purposes."	51, 76.
37	A Bill for an Act entitled: "An Act prohibiting driving on the highways of this State while under the influence of intoxicating liquor or narcotic drugs and providing penalties for the violation of this Act."	51, 105, 117, 129, 233.
Sub. 37 & 57	A Bill for an Act entitled: "An Act making it unlawful to drive a motor vehicle on the highways of this State while intoxicated or under the influence of intoxicating liquor or any drug or narcotic; defining certain offenses relative to driving or propelling motor vehicles; prescribing penalties; providing for forfeiture of license and for giving notices to the Registrar of Motor vehicles."	233, 265, 291, 305, 310, 343, 379, 494, 520, 525, 527, 551.
38	A Bill for an Act entitled: "An Act to provide for the letting of contracts for public printing, fixing the prices therefor, providing a penalty for violation of this Act, and to repeal Section 4482 of the Revised Codes of the State of Montana for 1921."	51, 62, 80, 81, 87, 106, 113, 122, 163, 176, 219, 256, 273.
39	A Bill for an Act entitled: "An Act to amend Section 5306 of the Revised Codes of Montana, 1921, providing for the discontinuance of streets by the council, by allowing the same to be done upon the petition of only the owners of lots on the portion of the street or alley to be closed."....	51, 125, 137, 147, 149, 157, 176, 189, 219, 239, 250, 310.
40	A Bill for an Act entitled: "An Act relating to the closed and open season for muskrats within the State of Montana, providing for the powers of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation."	56, 62, 70, 80, 85, 86, 105, 251, 317, 323.

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41	A Bill for an Act entitled: "An Act licensing and regulating the practice of electrotherapy and the use of the X-ray and providing penalties for the violation of this Act."	56, 70.
42	A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana, 1921, relating to the basis of valuation for the purpose of imposition of taxes."	56, 73, 79, 87, 105, 135, 136, 148, 158, 176, 219, 220.
43	A Bill for an Act entitled: "An Act amending Section 3186 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 91 of the Laws enacted by the Twentieth Legislative Assembly of the State of Montana, to exclude therefrom the drug Mariahuana (Cannabis Indica).".....	62, 70, 79, 87, 90, 98, 109, 163, 176, 188, 204, 215.
44	A Bill for an Act entitled: "An Act to regulate the production, use, sale, dispensing and possession of Mariahuana (also known as Cannabis Indica, Cannabis Sativa and Indian Hemp), or any derivative, mixture or preparation thereof, providing penalties for the violation of the provisions hereof, and repealing all Acts and parts of Acts in conflict herewith."	62, 70, 79, 87, 90, 98, 109, 163, 176, 188, 213, 214, 223.
45	A Bill for an Act entitled: "An Act to amend Section 1267 of the Revised Codes of Montana as amended by Chapter 94 of the laws of the Twentieth Legislative Assembly relating to the appointment of County High School Trustees."	65, 104, 117, 129, 132, 164, 178, 180, 184, 207, 357, 492, 494.
46	A Bill for an Act entitled: "An Act to amend Section 1 of an Act to amend and re-enact Section 7173 of the Revised Codes of Montana of 1921, as amended by Section 3 of Chapter 157, of the Session Laws of the Eighteenth Legislative Assembly, and as amended and re-enacted in Chapter 116, of the Session Laws of the Twentieth Legislative Assembly, relating to irrigation districts, salary of commissioners, penalty for interest in contract and bonds of commissioners."	66, 76, 79, 87, 90, 98, 109, 208, 239, 249, 258, 262, 292, 310.
47	A Bill for an Act entitled: "An Act to amend Section 6328 of the Revised Codes of Montana of 1921, relating to annual reports of Fraternal Benefit Societies."	66, 88.

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48	A Bill for an Act entitled: "An Act providing for the unified investment and administration by the State Board of Land Commissioners under the provisions of Article XXI of the Constitution of certain public funds under the jurisdiction of the State, the plan to be designated as the unified investment plan; prescribing the duties of certain State officials in connection with this plan; and repealing Sections 5613 and 5614 of the Revised Codes of Montana of 1921, Section 270 of the said Code as amended by Chapter 122 of the Laws of the Nineteenth Legislative Assembly, and all other Acts and parts of Acts in conflict with the provisions of this Act."	66, 199, 232, 264, 292, 295, 317, 395, 483, 494, 517, 533, 600.
49	A Bill for an Act entitled: "An Act requiring vehicles other than motor vehicles to display lights between one hour after sunset and one hour before sunrise while being operated on public highways and providing penalty for violation of the Act.".....	71, 145.
50	A Bill for an Act entitled: "An Act to amend Section 4810 of the Revised Codes of Montana, 1921, relating to the inspection of public records."	71, 82, 100, 106, 112, 141.
51	A Bill for an Act entitled: "An Act relating to the payment of taxes on real estate when such real estate is in any drainage district or irrigation district."	71, 73, 160.
52	A Bill for an Act entitled: "An Act to amend Sections 2912, 2913, 2914, 2915, 2918, 2920, 2921, 2994 and 2995 of the Revised Codes of Montana, 1921, as amended by Chapter 121 Session Laws 1925, relating to the Workmen's Compensation Law; and providing compensation for injury producing temporary total disability, compensation for injury producing temporary total disability permanent in character, compensation for partial disability permanent in character, compensation for partial disability, compensation for injury causing death, specifying date from which compensation may be paid, providing compensation for certain specified injuries, defining hernia cases, fixing amount of deposit by employers under plan three, specifying the manner and time for making payment of assessments, and repealing all Acts and parts of Acts insofar as the same may conflict herewith."	71.
Sub. 52 & 66	A Bill for an Act entitled: "An Act to amend Sections 2907, 2914, 2918, 2921, 2923, 2924, 2933, 2944, 2952, 2959 and 2981 of the Revised Codes of Montana of 1921, and Sections 2912, 2913, 2915, 2917 and 2920 of the Revised Codes of Montana	

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	of 1921, as amended by Chapter 121, of the Session Laws of the Nineteenth Legislative Assembly of 1925, relative to Workmen's Compensation."	333, 346, 365, 410, 414, 452, 476, 493, 507, 517, 562.
53	A Bill for an Act entitled: "An Act relating to the hours of fishing for game fish within the State of Montana, providing for the powers and duties of the State Fish and Game Commission relative to the provisions of this Act, making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof."	71, 74, 79, 87, 88, 139.
Sub. 53	A Bill for an Act entitled: "An Act relating to the hours of fishing in Georgetown lake situated in Deer Lodge and Granite Counties, State of Montana, making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof."	139, 159, 172, 180, 184, 324, 397, 416.
54	A Bill for an Act entitled: "An Act relating to the describing of adjudicated water rights in any stream or other source of supply, providing a method for so doing, and permitting the holders of water rights to have former decrees concerning the same rights."	74, 313.
55	A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the Eighteenth Legislative Assembly of 1923, as further amended by Chapter 76 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and as further amended by Chapter 77 of the Twentieth Legislative Assembly of 1927, relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board, and tuition for such pupils and providing for appeal."	74, 171, 182, 196, 200, 204, 215, 216, 227, 229, 250, 537, 556, 590, 593, 595, 622, 623.
56	A Bill for an Act entitled: "An Act relating to forms of application for teaching positions in the public schools to be prescribed by the Superintendent of Public Instruction."	74, 151.
57	A Bill for an Act entitled: "An Act defining certain offenses by drivers of automobiles and prescribing penalties therefor."	78, 118, 125, 132, 233.

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58	A Bill for an Act entitled: "An Act to provide for the creation of a State Library Extension Commission, prescribing the duties of said board and making an appropriation for the maintenance thereof."	78, 79, 80, 151, 171, 185, 186, 191, 207, 508, 518, 537, 541, 552, 573, 584, 601.
59	A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark Counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation."	80, 117, 125, 135, 137, 146, 324, 397, 440, 446, 456, 491.
60	A Bill for an Act entitled: "An Act to amend Section 3307 of the Revised Codes of Montana of 1921 relating to fees for recording and rerecording marks and brands and for certificates or certified copies of such records."	83, 88, 100, 106, 112, 177, 219, 237, 265, 273, 360.
61	A Bill for an Act entitled: "An Act to amend Sections 2078 and 2081 of the Revised Codes of Montana of 1921, providing for a tax upon livestock and the distribution and use of the taxes realized therefrom."	83, 185.
Sub. 61	A Bill for an Act entitled: "An Act to amend Section 2078 of the Revised Codes of Montana of 1921 and Section 2081 of said Codes as amended by Chapter 73 of the Laws of Montana of 1923, providing for a tax levy upon sheep and other livestock and the distribution and use of the moneys realized therefrom."	210, 224, 232, 243, 470, 493, 517, 551.
62	A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling and shipment of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers, for the inspection and tagging of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Laws of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith."	83, 144, 163, 178, 185, 186, 193, 207, 470.
Sen. Sub.	A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling of the	

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for H.B. 62	meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith."	468, 470, 471, 481, 484, 488, 489.
63	A Bill for an Act entitled: "An Act legalizing all elections heretofore held authorizing the issuance of bonds by any county of this State to create or increase any indebtedness of such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the Laws of 1923."	83, 194.
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	affairs of the corporation at the expiration of the charter, and providing for the continuance of the existence of the corporation for the purpose of winding up its affairs."	165, 337, 367, 382, 410, 420, 475, 536, 557, 585, 601.
133	A Bill for an Act entitled: "An Act to amend Section 2589, of the Revised Codes of Montana of 1921, and providing for the licensing of public eating places, bakeries, confectioneries, meat markets, canneries, soda fountains, ice cream parlors, soft drink establishments, potato chip factories, pickle factories, salad dressing plants, grocery stores, wholesale grocery houses, food produce houses, delicatessens or bottling works, and regulating fees to be charged for said licenses."	165, 200.
134	A Bill for an Act entitled: "An Act providing for taxes upon and with respect to personal incomes, and for the collection and distribution of such taxes."	165, 386.
135	A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana, 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts."	165, 233, 267, 291, 292, 317.
Sub. 135	A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana, 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts."	327, 345, 355, 372, 391, 409, 426, 433, 438, 476, 506, 508, 533, 546.
136	A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto."	165, 197, 232, 264, 298, 304, 317, 519, 556, 584, 586.
137	A Bill for an Act entitled: "An Act prescribing qualifications for County Superintendent of Schools."	165, 185, 210, 231, 232, 243, 484, 493, 507, 538, 541, 552, 569, 601.
138	A Bill for an Act entitled: "An Act to appropriate money for the refund of excessive collection of taxes by the State of Montana."	166, 197, 222, 244, 245, 255, 358, 483, 505, 514.
139	A Bill for an Act entitled: "An Act to regulate the hours of employment of policemen and applicants for appointment of the police force who are serving for the probationary term of six months in	

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	all cities of the first class and such cities of other classes which have elected to comply with the provisions of Sections 5095 to 5108 inclusive, of the Revised Codes of Montana, 1921, as amended by Chapter 119 of the Eighteenth Legislative Assembly."	165, 217, 232, 265, 280, 377, 379.
140	A Bill for an Act entitled: "An Act to amend Section 3685 of the Revised Codes of Montana of 1921, as amended by Chapter 192 Laws of the 19th Legislative Assembly, and further amended by Chapter 59 Laws of the Twentieth Legislative Assembly relating to hunting and fishing licenses."	165, 186.
141	A Bill for an Act entitled: "An Act to amend Sections 6008 and 6009 of the Revised Codes of Montana of 1921, relating to records of corporations and the inspection thereof."	166, 268, 309, 330.
142	A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as governor of the State of Montana."	166, 174, 186, 203, 204, 212, 214, 509, 518, 538, 541, 544, 570.
143	A Bill for an Act entitled: "An Act to amend Section 73 of Chapter 89, Laws of the 20th Legislative Assembly, relating to fees to be paid the State Examiner and Superintendent of Banks for the General Fund, and providing for the transfer to the General Fund of the State of moneys now in the State Examiners Fund."	166, 247, 298, 312, 313, 338, 339, 356, 508, 518, 538, 541, 545, 581.
144	A Bill for an Act entitled: "An Act to provide for the incorporation, operation and supervision of co-operative savings and credit associations to be termed "Credit Unions," and to define their powers."	172, 245, 298, 312, 313, 366, 369, 394, 519, 556, 557, 563, 622, 623.
145	A Bill for an Act entitled: "An Act to provide for the foreclosure of installment mortgages upon real estate and repealing all Acts and parts of Acts in conflict herewith."	175, 333, 346, 366, 369, 394, 534, 536.
146	A Bill for an Act entitled: "An Act to impose a certain license fee and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigars and cigarettes."	182, 367.

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Sub. 146	A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigarettes, or cigarette papers or wrappers."	372, 392, 439, 440, 441, 442, 457, 461, 462, 468, 476, 477, 506, 508, 523.
147	A Bill for an Act entitled: "An Act creating a division of Weights and Measures in the Railroad and Public Service Commission; and defining its composition, powers and duties; regulating the use and inspection of weights and measures, fixing the fees to be collected for such inspection and the disposition of same; authorizing arrests and providing penalties for the violation of this Act; and repealing Sections 4243, 4244, 4245, 4247, 4250, 4251, 4252, 4253, 4258, 4259, 4260, 4261, 4263, and 4264 of the Revised Codes of Montana of 1921, and Section 2 of Chapter 41 of the Laws of the 18th Legislative Assembly of Montana of 1923, and all of Chapter 124 of the 20th Legislative Assembly of Montana, 1927, and all other Acts and parts of Acts in conflict herewith."	182, 375, 376, 438, 449, 454, 462, 534, 535.
148	A Bill for an Act entitled: "An Act to simplify and coordinate administration by changing the name of the Board of Railroad Commissioners of the State of Montana; by changing the name of the Public Service Commission of Montana to the 'Railroad and Public Service Commission of Montana'; by changing the name of the Montana Trade Commission to the Railroad and Public Service Commission of Montana; and by changing the name of the Montana Irrigation Commission to the 'Railroad and Public Service Commission of Montana.' "	182, 336, 351, 372, 394, 405, 475, 555, 584, 585.
149	A Bill for an Act entitled: "An Act to amend Section One of Chapter 17, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; and prescribing the procedure for obtaining refund or drawback."	182, 227, 258, 312, 313, 326, 346, 359, 365, 393, 403, 475, 555, 557, 587, 588, 593, 600, 620, 624, 632.
150	A Bill for an Act entitled: "An Act to amend Section 13 of Chapter 19 Laws of Twentieth Legislative Assembly, State of Montana, 1927, relating to the disposition of moneys received in payment of	

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	gasoline taxes imposed under the provisions of said Act."	182, 227, 312, 313, 326, 346, 365, 377, 380, 413, 555, 586, 589, 593, 600, 620, 624, 632.
151	A Bill for an Act entitled: "An Act to establish a game preserve in a portion of Judith Basin County, for the protection of game animals and birds, to be known as Judith River Game and Bird Preserve, and providing penalties for the killing, hunting, trapping and pursuing any game animals or birds in such preserve, or the carrying of fire-arms therein."	182, 186, 210, 237, 245, 256, 357, 413, 483, 505, 514.
152	A Bill for an Act entitled: "An Act to establish standard threads on fire hose couplings and hydrant fittings and to provide for standardization of existing equipment for fire protection purposes."	182, 216, 245, 265, 292, 296, 317, 379, 483, 505, 514.
153	A Bill for an Act entitled: "An Act to amend Sections 1503 and 1504 of the Revised Codes of Montana of 1921, relating to the State Orphan's Home, and repealing Section 1501 and 1502 of the Revised Codes of Montana of 1921."	183, 247, 267, 291, 292, 305, 311, 343, 508, 518, 534, 551.
154	A Bill for an Act entitled: "An Act amending Section 5308 of the Revised Codes of Montana of 1921, relating to the vacation of plats in abandoned towns or townsites, empowering the County Commissioners to vacate lots, streets, alleys and parks in such towns, and providing for the vacating or excluding of portions of said towns or townsites by the district court of the county where said towns or townsites are located, and providing a procedure therefor, and for assessing such excluded portions of said towns or townsites."	183, 226, 258, 291, 292, 298, 304, 318, 378, 483, 505, 514.
155	A Bill for an Act entitled: "An Act to amend Section 9410 of the Revised Codes of Montana for 1921 relating to judgment liens."	187, 314, 346, 354, 362, 394, 492, 494.
156	A Bill for An Act entitled: "An Act to amend Section 9 of Chapter 3 of the Acts of the Eighteenth Legislative Assembly of the State of Montana, relating to the State Board of Equalization."	187, 309.
157	A Bill for an Act entitled: "An Act authorizing the County Commissioners to purchase or other-	

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	wise acquire lands for camp sites, recreation grounds or park purposes or to accept land for such purposes which may be bequeathed or granted to the counties and to maintain and operate such parks."	187, 210.
158	A Bill for an Act entitled: "An Act to provide for the raising of revenue for the removal of snow from highways of the several counties."	187, 197, 222, 244, 259, 263, 377, 379.
159	A Bill for an Act entitled: "An Act providing that no game fish of less than four inches be planted in the streams or lakes of Montana and providing for the establishing of rearing ponds and empowering State Game and Fish Commission to place competent persons in charge thereof and repealing all Acts or parts of Acts in conflict herewith."	187, 293.
160	A Bill for an Act entitled: "An Act providing for the creation of a compulsory automobile liability fund and making the State Industrial Accident Board the administrator of such fund and fixing its duties and powers in connection therewith."	187, 412, 438, 449, 454, 455, 461, 466.
161	A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors."	193.
162	A Bill for an Act entitled: "An Act to amend Section 10000 of the Revised Codes of Montana of 1921, relating to the duties of the Public Administrator and providing for the filing of a semi-annual statement of the receipts and disbursements of the several estates under the jurisdiction of such public administrator."	193, 315, 354, 382, 383, 394, 406, 475, 534, 535.
163	A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, relating to the duties of the Public Administrator in handling estate moneys."	193, 315, 351, 372, 373, 382, 383, 410, 421, 475, 535, 557, 585, 601.
164	A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921, as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates."	195, 205, 232, 237, 261.
Sub. 164	A Bill for an Act entitled: "An Act to amend Section 3574 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 41, of the Laws	

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	of the Eighteenth Legislative Assembly, Section 3576, 3579, 3581, of the Revised Codes of Montana, 1921, and Section 3588 of the Revised Codes of Montana, 1921, as amended by Section 3, Chapter 41 of the Laws of the Eighteenth Legislative Assembly and as further amended by Section 1 Chapter 174 of the Laws of the Nineteenth Legislative Assembly, relating to direct purchases of grain, and the delivery of grain by public warehousemen on storage certificates."	261, 273, 298, 313, 330, 346, 350, 365, 377, 380, 413, 484, 493, 520, 525, 528, 551.
165	A Bill for an Act entitled: "An Act to amend Section 11039 of the Revised Codes of Montana of 1921, relating to keeping open certain places on Sunday a misdemeanor."	195, 233, 258, 291, 292, 305, 312, 343, 519, 540, 558, 561, 568, 598, 602, 622, 623.
166	A Bill for an Act entitled: "An Act regulating the maintenance and operation of tourist information bureaus, requiring a license therefor, prescribing the license fee, and providing a penalty for violation of the provisions of this Act."	195, 247, 267, 291, 292, 296, 318, 379, 383, 494, 506, 507.
167	A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court."	195, 246, 247, 273, 291, 292, 305, 312, 343, 354, 536, 553, 554, 570.
168	A Bill for an Act entitled: "An Act relating to drainage districts, amending Sections 7284, 7307, 7322, 7323, 7327 of the Revised Codes of Montana, 1921, and 7342 of said codes as amended by Chapter 109 of the Laws of 1923, adding a Section to be designated as Section 7364A to said codes, providing for filling of vacancies in the Board of Commissioners, specifying the various classes of property, persons and corporations against which assessments may be made to aid in payment of costs of construction of drains, repairs, up-keep, administrative and incidental expenses of drainage districts, the levy of additional assessments in case any assessment be declared void and providing for the levy of assessments upon certain lands, irrigation ditches and canals, to aid in payment of cost of construction of drains, which lands, ditches and canals were not or shall not be included in the original assessment for costs of such construction."	195, 198, 224, 244, 259, 263, 395, 494, 517, 551.

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169	A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana, 1921, relating to beneficiaries in benefit certificates issued by fraternal benefit societies."	195, 245, 273, 291, 292, 297, 318, 358, 482, 483, 488, 507, 534, 551.
170	A Bill for an Act entitled: "An Act to amend Sections 2593 and 2595, Revised Codes of Montana, 1921, providing for the Director of the Food and Drugs Division of the State Board of Health to act as chemist in the enforcement of the Food and Drugs Act and stating his qualifications and stating the duty of the County Attorney in accepting as presumptive evidence the report of the chemist of the Food and Drug Division of the State Board of Health."	195, 197, 227, 244, 259, 264, 414, 493, 517, 533, 600.
171	A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of Montana as amended by Section 2 of Chapter 185 of the Laws of the Nineteenth Legislative Assembly, relating to the taxation of the property of freight line companies doing business in Montana."	195, 245, 246.
172	A Bill for an Act entitled: "An Act to permit the court at the conclusion of the argument in the trial of civil and criminal cases to comment upon the weight and sufficiency of the testimony, prescribing how the same shall be done, and providing for exceptions thereto and when such exceptions must be taken."	201, 367, 368, 391, 409, 416, 426, 429, 476, 492, 494.
173	A Bill for an Act entitled: "An Act providing for examination and for registration of trained nurses without examination, providing qualifications and training requirements, providing for registration fee and for renewal of registration certificate amending Sections 3207 and 3210, Revised Codes of Montana, 1921, and Sections 3211 and 3211A as amended and enacted by Chapter 123 Session Laws of 1925."	201, 294, 341, 372, 373, 377, 380, 413, 536, 553, 554, 581.
174	A Bill for an Act entitled: "An Act to amend Section 4390 of the Revised Codes of Montana, 1921, providing for the creation of new counties, fixing valuation of the old counties, and to establish the assessed valuation of new counties, also, to prorate debts and assets and fix minimum area of old counties."	201, 259, 292, 313, 330, 349, 350, 586, 602, 622, 623.

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175	A Bill for an Act entitled: "An Act validating certain defective deeds and instruments, the record thereof, and providing that such deeds and instruments and certified copies thereof may be admitted in evidence."	201, 314, 346, 366, 369, 394, 494, 506, 507.
176	A Bill for an Act entitled: "An Act empowering Boards of County Commissioners to dispose of used and worn out road, office and other machinery and equipment, by private sale or otherwise, and without the publication of notice thereof."	201, 226.
177	A Bill for an Act entitled: "An Act to amend Chapter 100, of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, defining the qualifications of police officers in cities and towns in the State of Montana, providing for the creation of police reserves, specifying salary limitations thereon, and specifying the limitations of tax levies therefor, and providing for the investment of funds."	250. 201, 374, 390, 419, 441, 442, 476, 508, 518, 540, 561, 563, 601.
178	A Bill for an Act entitled: "An Act to amend Sections 4869, 4870 and 4871 of the Revised Codes of Montana of 1921, relating to the salaries of County Superintendents of Schools."	201, 316, 349, 372, 373, 377, 381, 413, 454, 508, 518, 534, 551, 558.
179	A Bill for an Act entitled: "An Act to amend Section Twenty of Chapter Fifty Seven of the Laws of the Twentieth Legislative Assembly, relating to the assessment and taxation of building and loan associations and the amount standing to the credit of each member thereof, and providing for the furnishing of certain information to county officials by building and loan association officials."	201, 233, 267, 295, 297, 317, 328, 356, 494, 517, 518, 525, 533.
180	A Bill for an Act entitled: "An Act for the assessment and taxation of the property of insurance companies required by law to have and maintain a legal reserve for the protection of policy holders."	201, 234, 273, 295, 297, 317, 328, 356, 494, 517, 518, 519, 525, 533.
181	A Bill for an Act entitled: "An Act defining moneys and credits, and moneyed capital, for the purpose of taxation and providing the classification and basis upon which taxes shall be imposed thereon	

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	and also upon the shares of National Banks and State Banking Corporations; and providing the method of assessing credits, moneyed capital and such shares."	201, 234, 265, 295, 297, 317, 328, 356, 494, 517, 518, 525, 533.
182	A Bill for an Act entitled: "An Act to regulate the dairy industry in the State of Montana and to govern the operation of creameries, milk and cream buying and collecting stations, butter, cheese and ice cream factories and all establishments producing, handling, or manufacturing dairy products; defining the terms used in this Act; designating the powers and duties of the department of agriculture, labor and industry in relation to the dairy industry and the enterprises regulated by this Act; governing the operation of the Babcock Test and the sampling and inspection of dairy products; regulating the handling and sale of oleomargarine and other substitutes for dairy products and the licensing of persons dealing therein: providing a schedule of licenses for dairies, creameries, ice cream factories, persons collecting milk or cream, and all other establishments handling dairy products; defining the process of pasteurization, and regulating its use, and requiring the pasteurization of milk and cream used by creameries and in the manufacture of ice cream; regulating the labeling of dairy product containers; making certain anti-monopoly statutes of the State applicable to producers of dairy products; providing standards of weight and measure for dairy products; regulating the labeling of imported meats and dairy products; providing for the registration of dairy names and trade marks; providing penalties for the violation of this Act and repealing Sections 2620 to 2633, both inclusive, and Sections 3568 to 3572, both inclusive, of the Revised Codes of Montana of 1921; all of Chapter 35 of the Session Acts of the Eighteenth Legislative Assembly of 1923 save and except Section 11 of said Act; Chapter 51 of the Session Acts of the Eighteenth Legislative Assembly of 1923; Chapters 153, 165, 166, 187, and 188 of the Session Acts of the Nineteenth Legislative Assembly of 1925, and Chapters 10, 136 and 142 of the Session Acts of the Twentieth Legislative Assembly of 1927, and all Acts and parts of Acts in conflict herewith."	201, 232, 305, 306, 351, 372, 373, 424, 425, 476, 585, 586, 604, 607, 608, 624, 628, 630, 640.
183	A Bill for an Act entitled: "An Act to amend Section one of Chapter 56, Laws of the Nineteenth Legislative Assembly, State of Montana, 1925, re-	

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	lating to the conservation of oil and natural gas, and providing for the administration of the Act by the Board of Railroad Commissioners of the State of Montana; defining 'waste' and providing for the enforcement of the Act and all rules and regulations of said Board prescribed pursuant to said Act and all lawful orders of said Board."	205, 217, 261, 347, 372, 393, 403, 476, 492, 495.
184	A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, relating to taxes on personal property, as amended by Chapter 18, Acts of the 19th Legislative Assembly of the State of Montana and as amended by Chapter 113, Acts of the 20th Legislative Assembly of the State of Montana.".....	205, 355.
185	A Bill for an Act entitled: "An Act to amend Section 11955 of the Revised Codes of Montana of 1921, changing the number of peremptory challenges allowed the defendant in criminal cases."....	205, 295.
186	A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 65 of the Eighteenth Legislative Assembly of 1923, as amended by Chapter 150 of the Nineteenth Legislative Assembly of 1925, and by Chapter 105 of the Twentieth Legislative Assembly of 1927, relating to tax on direct and collateral inheritances, bequests and devises; and relating to the apportionment of debts and exemptions as applied to estates located partly within and partly without Montana; and providing that the provisions of this Act shall apply to all estates of all decedents who have died since the first day of June, 1924, and which estates remain undistributed on the date when this Act takes effect, to the same extent and in the same manner as though this Act had been in full force and effect at the dates of death of such decedents.".....	206, 234, 293, 297, 317, 329, 356, 540, 553, 581.
187	A Bill for an Act entitled: "An Act abolishing liability of cities and towns on account of accumulation of snow or ice on streets and public ways."	206, 257, 350, 367, 382, 383, 410, 421, 476, 508, 518, 540, 553, 556, 570.
188	A Bill for an Act entitled: "An Act to amend Chapter 63 of the Laws of 1925 of the 19th Legislative Assembly of the enacting of a new Section to be known as Section 5a, providing penalties for the violation of Section 1 of said Chapter 63 and repealing all Acts and parts of Acts in conflict herewith."	217, 222, 258, 297, 317, 329, 356, 469, 475.
189	A Bill for an Act entitled: "An Act to amend Section 1047 of the Revised Codes of Montana of 1921 as amended by Chapter 68 of the Laws of	

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	1923 relating to the annual meeting of trustees, of special meetings, traveling expenses of trustees and failure to attend meetings."	217, 294.
190	A Bill for an Act entitled: "An Act to amend Section 2753 of the Revised Codes of Montana, 1921, relating to removal of dangerous structures and combustible material, and to proceedings for the abatement of such dangerous structures or combustible materials."	217, 371, 392, 439, 440, 455, 465, 476, 509, 518, 540, 556, 558, 561, 569, 599, 602, 629.
191	A Bill for an Act entitled: "An Act to amend Section 285 of the Revised Codes of the State of Montana."	217, 309, 326, 330, 336.
192	A Bill for an Act entitled: "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of Vital Statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, and for fees for certified copies of records filed in the Bureau of Vital Statistics; providing for the necessary forms and blanks, making violation of this Act a misdemeanor and providing a penalty therefor, and repealing Sections 5713, 5716, 5718, and 5720 of the Revised Codes of 1921 of the State of Montana."	217, 298, 341, 372, 373, 377, 381, 412, 483.
193	A Bill for an Act entitled: "An Act to amend Section 256 of the Revised Codes of Montana, 1921, defining the duties of the State Board of Examiners by adding thereto the requirements that such Board shall cause to be filed with the Secretary of State details of all state buildings and utilities."	222, 246, 267, 297, 312, 313, 338, 339, 356, 535, 556, 586, 603, 641.
194	A Bill for an Act entitled: "An Act to amend Section 1281 of the Revised Codes of Montana, 1921, as amended by Chapter 132 of the Session Laws of the 20th Legislative Assembly relating to the levy for High School purposes in counties not maintaining a County High School."	222, 334, 354, 382, 383, 410, 421, 476, 537, 557, 591, 593, 596, 622, 623.
195	A Bill for an Act entitled: "An Act to amend Section 2159, Revised Codes of Montana 1921, relating to the duties of the County Clerk in relation to taxes."	222, 268, 314, 346, 354, 362, 394, 484, 493, 507, 518, 539, 541, 545, 570.

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196	A Bill for an Act entitled: "An Act to authorize and empower counties, cities and towns to acquire, establish, improve, equip, maintain and operate airports or land fields, and validate action heretofore taken by counties, cities and towns in this State for such purposes."	227, 355, 391, 419, 441, 443, 476, 555, 585, 602, 622, 623.
197	A Bill for an Act entitled: "An Act providing for the registration and licensing of motor vehicles of non-resident owners, and providing for registration cards and identification thereof."	228, 293, 341, 373, 424, 425, 476, 509, 518, 540, 558, 561, 563, 601.
198	A Bill for an Act entitled: "An Act authorizing the Board of School Trustees of any school district to issue warrants in excess of the available funds of the district and in excess of the amount of taxes levied by said district for the current school year and not yet collected, and to authorize such Boards of School Trustees to issue bonds for the purpose of funding all indebtedness represented by bonds outstanding on July 1st, 1929."	228, 368, 379, 388, 389, 438, 449, 457, 458, 476, 554, 585, 605, 607, 612, 629.
199	A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923 as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925."	228, 393.
Sub. 199	A Bill for an Act entitled: "An Act to amend Sub-Divisions (c) Section, Section 2, Section 3, Chapter 154, Session Laws of Montana, 1923, relating to the regulations of the transportation of persons and property by motor vehicles within the State of Montana, by making said Act applicable to common carriers operating within or without the limits of municipal corporations; establishing a prima facie rule of evidence for operators and correcting the language of said original Act."	402, 438, 456, 462, 463, 477, 554, 585, 605, 607, 612, 629.

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200	A Bill for an Act entitled: "An Act to regulate the moving of houses, buildings, derricks and other structures, when it is necessary in connection therewith to cut, move, raise or in any manner interfere with any electric light or electric power wire or poles."	228, 274, 309, 330, 338, 339, 356, 378, 483, 505, 514.
201	A Bill for an Act entitled: "An Act to amend Section 964 Revised Codes of Montana, 1921, relating to the apportionment of school moneys and school district warrants."	228, 294.
Sub. 201	A Bill for an Act entitled: "An Act creating a Department of Publicity and Immigration, defining its powers and duties, designating a Director of Publicity and Immigration as Chief Executive Officer of said Department and defining his compensation, powers and duties; providing for the transfer of duties of respective officers herein mentioned to the Director of Publicity and Immigration; providing for the abolition of certain officers in connection with the provisions of this Act; providing for the establishment of revolving funds; repealing Section 1582, Sub- Sections 3 and 11 of Section 3561 of the Revised Codes of Montana, Section 3565 of the Revised Codes of Montana, Sections 3638 to 3643 inclusive of the Revised Codes of Montana of 1921 and repealing all other Acts and parts of Acts in conflict herewith."	
202	A Bill for an Act entitled: "An Act to amend Section 1719 of the Revised Codes of Montana, 1921, relating to the regulation of advertising signs on or near public highways."	228, 294, 333, 346, 354, 362, 389, 394, 414, 494, 506, 507.
203	A Bill for an Act entitled: "An Act relating to the cure and defects in sales of real property by Boards of County Commissioners."	228, 295.
204	A Bill for an Act entitled: "An Act to amend Section 9745 of the Montana Revised Codes, 1921, relating to the record on appeal from orders other than new trial."	228, 315, 351, 373, 394, 415, 476, 536, 553, 554, 570.
205	A Bill for an Act entitled: "An Act to prevent fraud in the manufacture and sale of commercial fertilizers; requiring statement of quality, filing of statement, payment and use of license fees; providing certificate from Commissioner of Agriculture and cancellation of same; providing for taking of samples for analysis by the Montana Experiment Station; providing for penalties and enforcement by the State Commissioner of Agriculture."	234, 334.

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206	A Bill for an Act entitled: "An Act providing for the regulation and licensing of public dances and dance halls without the limits of incorporated cities and towns, and providing penalties for the violation thereof."	235, 247, 267, 297, 310, 360, 374, 393, 404, 477, 508, 518, 540, 553, 581.
207	A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 5 of Article XVI of the Constitution of Montana, relating to county officers; providing for the election of certain officers; extending the term of office of certain offices and providing for the filling of vacancies."	235, 411.
208	A Bill for an Act entitled: "An Act to provide for the appointment of a crime commission; defining its powers and duties and making an appropriation therefor."	234, 235, 341, 342, 374, 382, 383, 410, 422, 477, 536, 554, 559, 561, 564, 601.
209	A Bill for an Act entitled: "An Act declaring unlawful and void certain agreements or contracts for the performance of personal services in connection with the preparation for burial or cremation, or the burial or cremation, of human bodies, when not made in contemplation of imminent death of the person whose body is to be buried or cremated; defining the term 'personal services' and providing penalties for soliciting or inducing the making of such contracts and for accepting any fee, money or other valuable thing for or on account of such contracts."	235, 314, 351, 373, 410, 422, 477, 495, 507, 539, 541, 545, 570.
210	A Bill for an Act entitled: "An Act defining natural gas utilities, declaring that all such utilities are affected with a public interest and placing same under the supervision, jurisdiction, control and regulation of the Public Service Commission of Montana and subject to the provisions of Chapter 260, Part III, Political Code, Revised Codes of Montana of 1921, and all laws relating to public utilities."	235, 393, 438, 450, 454, 455.
211	A Bill for an Act entitled: "An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation or any	

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	other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same; declaring a violation of the Act to be a misdemeanor and repealing Section 1410, Revised Codes of Montana of 1921."	235, 349.
212	A Bill for an Act entitled: "An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; providing gambling games, and providing for the playing of certain games for amusement and pastime, and the use of places of business of trade stimulators upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof."	235, 393, 394.
213	A Bill for an Act entitled: "An Act to amend Sections 4574, 4584 and 4592 of the Revised Codes of Montana, 1921, relating to rural improvement districts and providing for water systems within such rural improvement districts."	235, 274, 314, 346, 366, 370, 394, 484, 493, 507, 534, 551.
214	A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 124 of the Eighteenth Legislative Assembly and as further amended by Chapter 48 of the Twentieth Legislative Assembly relative to allowance of traveling or other expenses of State, County, City and School District officers or employees."	235, 333.
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216	A Bill for an Act entitled: "An Act to establish under the supervision of the Industrial Accident Board of the State of Montana, a department to be known as the Electrical Department, prescribing the duties thereof and providing penalties for violation, and repealing all Acts or parts of Acts in conflict herewith."	236, 342.

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220	A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 29 of the Session Laws of the Twentieth Legislative Assembly relating to the taking up and disposal of abandoned horses.".....	236, 313.
221	A Bill for an Act entitled: "An Act to amend Section 5232 of the Revised Codes of Montana of 1921, providing for bids for work and award of contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself do the work in certain instances."	236, 351.
222	A Bill for an Act entitled: "An Act to establish a retirement system to provide for the retirement upon retirement allowance of public school teachers in the State of Montana; establishing a retirement board for the administration of such system; fixing the membership thereof and providing retirement allowances thereunder; establishing certain funds for the administration of said system and providing for the securing of the moneys, income, and revenue for the maintenance	

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225	A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana for the repeal of Section 9 of Article XII, of the Constitution of the State of Montana, providing for the rate of taxation on real and personal property for State purposes and providing for the levy for State purposes and livestock for the purpose of paying bounty on wild animals."....	236, 376, 392, 439, 440, 441, 442, 449, 450.
226	A Bill for an Act entitled: "An Act to amend Section 2037 of the Revised Codes of the State of Montana, 1921, relating to deputies for assessors."	236, 268, 314, 346, 354, 363, 394, 508, 518, 534, 551.
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248	A Bill for an Act entitled: "An Act to amend Section 2238 Revised Codes of Montana, 1921, as amended by Chapter 102, Session Laws of 1923, and Chapter 24, Session Laws of 1925, relating to the collection of personal property taxes."	260, 387, 436, 439, 440, 451, 452, 476, 602, 604, 623, 648, 650.
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250	A Bill for an Act entitled: "An Act to amend Sections 1135, 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921 relating to public schools, to compulsory attendance of children, the employment of children during school sessions, the appointment powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said Sections and providing penalties therefor."	260, 375, 439, 440, 451, 453, 476, 553, 554.
251	A Bill for an Act entitled: "An Act to amend Section 1013 of Chapter 78 of the Revised Codes of Montana, 1921, relating to transfer of apportionment."	260, 331.
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254	A Bill for an Act entitled: "An Act to amend Section 1282 of the Revised Codes of Montana, 1921, sub-section three (3) of Chapter (19) Session Laws 1923."	260, 331.
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258	A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana, 1921, relating to the apportionment of the county common school funds."	269, 388, 425, 439, 440, 451, 453, 476, 553, 554.
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260	A Bill for an Act entitled: "An Act making appropriation for and directing payment to the heirs of Christian Moeller, deceased, of moneys belonging to such heirs escheated to the State of Montana."	269, 387, 425, 439, 440, 451, 453, 476, 536, 553, 554, 601.

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288	A Bill for an Act entitled: "An Act to amend Section 2006 of the Revised Codes of the State of Montana, 1921, relating to the general powers of Assessor."	272, 349, 376.
289	A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of the State of Montana."	272, 335, 354, 390, 410, 426, 430, 477, 536, 557, 585, 601.
290	A Bill for an Act entitled: "An Act providing for an administrative board consisting of the members of the Railroad Commission to act as ex-officio members of said administrative board and without additional compensation; providing for a seal for said board; prescribing the duties of said board; providing that the operation and carrying out of the provisions of law relating to oil inspection, gasoline inspection, oil producers' license tax collection and inspection, gasoline tax of distributors and dealers inspection and collection, and the making of refunds therefrom; the regulation of production of oil and gas; the regulation of real estate brokers; the regulation of motor vehicle licenses, and the supervision of the Department of Weights and Measures shall all be under the supervision of said administrative board; providing for the organization of the State into districts for the purpose of economizing in inspections; transferring all the powers relating to the inspection and regulation of the above mentioned boards to the Administrative Board, and repealing all Acts and parts of Acts in conflict herewith."	274, 407, 462.
Sub. 290	A Bill for an Act entitled: "An Act providing for an Administrative Board consisting of the members of the Railroad Commission to act as ex-officio members of said Administrative Board without additional compensation; providing for a seal for said Board; prescribing the duties of said Board; providing for the operation and carrying out by said Board of the provisions of law relating to oil inspection; gasoline inspection; the collection and inspection of oil producers license tax; collection and inspection of gasoline tax distributors and dealers and the making and authorizing refunds therefrom; the regulation of production	

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	of oil and gas; the regulation and collection of fees of real estate brokers; inspections under the division of the auto theft relating to failure to procure auto licenses; the supervision and collection of fees of the Department of Scale testing; the inspection and collection of fees of powder magazines; all of the duties now imposed upon certain offices and departments as hereinbefore mentioned are transferred to the Administrative Board; the abolition of offices in the above mentioned boards that specifically carry out the duties herein transferred; providing for the organization of the State into districts for the purpose of economizing in the operations of the above boards; providing for certain revolving funds."	402, 407, 441, 456, 462, 477, 534, 535.
291	A Bill for an Act entitled: "An Act creating a Department of Publicity and Immigration, defining its power and duties, designating a Director of Publicity and Immigration as Chief Executive Officer of said Department, and defining his compensation, powers, and duties; repealing the following Acts and parts of Acts of the Laws of Montana, and all Acts and parts of Acts in conflict herewith; paragraphs 3 and 11 of Section 3561 and Section 3565 of the Revised Codes of 1921; Sections 3638 to 3644 inclusive and Section 3648 of the Revised Codes of 1921; Section 4056 of the Revised Codes of 1921, as amended by Chapter 40 of the Laws of the Nineteenth Legislative Assembly."	275.
Sub. 291	A Bill for an Act entitled: "An Act creating a department of publicity and immigration, defining its powers and duties, designating a director of publicity and immigration as chief executive officers of said department and defining his compensation, powers and duties; providing for the transfer of duties of respective officers herein mentioned to the director of publicity and immigration; providing for the abolition of certain officers in connection with the provisions of this Act; providing for the establishment of revolving funds; repealing Section 1582, sub-sections 3 and 11 of Section 3561 of the Revised Codes of Montana, Section 3565 of the Revised Codes of Montana. Sections 3638 to 3643 inclusive of the Revised Codes of Montana of 1921 and repealing all other Acts and parts of Acts in conflict herewith."	402, 407, 438, 456, 457, 463, 464, 477, 534, 535.
292	A Bill for an Act entitled: "An Act prohibiting the manufacture of or importation into the State of Montana of motor vehicles equipped with internal combustion engines for use upon the public highways of the State of Montana for the transportation of person or property unless said motor vehicles are equipped with automatic starting mech-	

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	anism or auxiliary starting engines; and prescribing penalties for violation of the provisions of this Act."	275, 371.
293	A Bill for an Act entitled: "An Act creating a Bureau of Geology and Mineral Resources, and defining its powers and duties."	275, 333, 352.
294	A Bill for an Act entitled: "An Act to provide for a packing plant at the State Prison; for the purchase of the machinery and equipment therefor, and cattle, hogs and sheep for manufacture therein, and for the supervision and finance thereof and appropriating the sum of thirty-five thousand (\$35,000.00) dollars from the General Fund of the State therefor."	275, 601.
295	A Bill for an Act entitled: "An Act to amend Section 12288 and 12291 of the Revised Codes of 1921, providing for probation officers, their appointment, salaries and duties, procedure on criminal complaint against minors and the institutions to which juvenile delinquents may be committed and providing for their commitment to individuals holding the same religious beliefs as the juvenile delinquent."	275, 394, 441, 450, 452, 456, 462, 463, 477, 534, 535.
296	A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business within this State of producing for sale, profit or use the commodity or substance known as 'Carbon Black,' to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."	275, 411, 441, 450, 457, 458, 476, 586, 603, 624, 625, 626, 627, 629, 630, 631, 639, 640.
297	A Bill for an Act entitled: "An Act to amend Sections One, Seven, Nine, Ten, and Eleven of Chapter 109, Laws Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufacturers, dealers, distributors, purveyors, and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers."	275, 428, 448, 462, 477, 629, 630, 632, 636, 637.
Sub. 297	A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors,	

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	purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers, and distributors the right to adopt and register a trade name and forbidding infringement thereof, recognizing and clothing the Board of Railroad Commissioners of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violation of this Act; and investing the Board of Railroad Commissioners of the State of Montana with the enforcement and administration thereof; and repealing Chapter 109, Legislative Session Laws, 1927."	417, 456, 463, 602, 604, 625, 626, 627, 642, 647, 648, 649, 650, 651, 652, 653, 654, 657.
298	A Bill for an Act entitled: "An Act to amend Section 6573 of the Revised Codes of Montana of 1921, relating to persons to whom free transportation may be issued."	276, 347, 374, 390, 426, 430, 476, 555, 557, 591, 593, 597, 622, 623.
299	A Bill for an Act entitled: "An Act to amend Sections 2004, 2005, and 2006 of the Revised Codes of the State of Montana of 1921 relating to assessment of property for taxation purposes; requiring County Commissioners to furnish assessors with the necessary statement blanks, the form and contents thereof to be prescribed by the State Board of Equalization; requiring such statements to be delivered to all persons subject to taxation and returned to him properly executed by the person to whom delivered; defining the powers and duties of the assessor in relation to such statement and assessment; providing penalty for the violation of this Act, and repealing all Acts and parts of Acts in conflict herewith."	276, 386, 436, 440, 457, 458, 476, 536, 556, 584, 586.
300	A Bill for an Act entitled: "An Act providing for the change in boundaries of irrigation districts by	

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	eliminating therefrom for the purposes of platting a townsite or addition thereto, forbidding the platting of a townsite within the boundaries of irrigation districts."	276, 412.
301	A Bill for an Act entitled: "An Act declaring the running at large horses within certain areas for a period of over fifteen days a public nuisance; providing for the creation of areas from which such horses are barred from running at large, providing the penalty for horses running at large within certain areas and amending all Acts and parts of Acts in conflict herewith."	276, 367.
Sub. 301	A Bill for an Act entitled: "An Act declaring the running at large of range horses within certain areas for a period of over fifteen days a public nuisance; providing for the creation of areas from which such horses are barred from running at large; providing the penalty for horses running at large within certain areas and amending all Acts and parts of Acts in conflict herewith."	367, 372, 391, 409, 441, 444, 476, 534, 536.
302	A Bill for an Act entitled: "An Act to amend Section 10213 of the Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 67 of the Laws of the Twentieth Legislative Assembly relating to the manner of service of the order to show cause upon a petition for an order to sell real estate in probate proceedings."	276, 349, 385, 419, 439, 440.
303	A Bill for an Act entitled: "An Act to impose certain license fees for State purposes on theatres within the State of Montana, providing for the amount of the license, providing for the collection thereof, and for the distribution of all fees received thereunder."	276, 386.
304	A Bill for an Act entitled: "An Act permitting County Commissioners to levy a special tax not to exceed one mill, the proceeds to be used for the Montana State Fair."	276, 309, 338, 341, 410.
305	A Bill for an Act entitled: "An Act providing for the designation by the County Clerk and Recorder in counties of the sixth class of one deputy who shall be termed the bookkeeper and fixing the salary thereof."	276, 306.
306	A Bill for an Act entitled: "An Act to make valid enforceable written provisions or agreements for the arbitration of disputes."	276, 350, 391, 419, 448, 450, 451, 461, 466, 477, 506, 508.
307	A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commis-	

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	<p>sioners of Agriculture in connection therewith and prescribing penalties for violations of this Act."</p>	<p>278, 334, 364, 366, 367, 390, 426, 432, 476, 584, 587.</p>
308	<p>A Bill for an Act entitled: "An Act creating a public utilities commission of the State of Montana, providing an ex-officio board of public utilities commissioners composed of the Governor, State Auditor and the member of the Board of Equalization of opposite political faith of the Governor, to act without additional compensation; transferring to the Public Utilities Commission all of the duties, functions, and powers now imposed upon the Board of Railroad Commissioners of Montana and the Public Service Commission of Montana; abolishing the offices of the Railroad Commission and the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of the State of Montana; providing regulations and duties of the Public Utilities Commission of Montana and repealing Section 3779 of the Revised Codes of Montana of 1921, and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921."</p>	<p>352.</p>
309	<p>A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana, 1921, as amended by Chapter 84, Laws of the Nineteenth Legislative Assembly, relating to refunding County bonds."</p>	<p>376, 392, 440, 441, 449.</p>
310	<p>A Bill for an Act entitled: "An Act authorizing the Registrar of Motor Vehicles to construct, furnish and equip an addition to the building for the manufacture of automobile license plates and appropriating money for that purpose."</p>	<p>325, 335, 349, 374, 394, 418, 476, 637, 638, 640.</p>
311	<p>A Bill for an Act entitled: "An Act appropriating money for the construction and equipment of a hospital at the Montana State Tuberculosis Sanitarium."</p>	<p>325, 335, 374, 394, 420, 476, 637.</p>
312	<p>A Bill for an Act entitled: "An Act providing money for the operation and maintenance of the Livestock Commission of the State of Montana, and for the operation and maintenance of the Livestock Sanitary Board for the years beginning July 1, 1929 and ending June 30, 1931."</p>	<p>325, 335, 354, 390, 426, 432, 476, 536, 553, 554, 581.</p>
313	<p>A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing a general</p>	

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	utility building at the Montana Soldiers' Home, and for repairs and replacements to buildings at the Montana Soldiers' Home."	325, 335, 349, 374, 394, 420, 476, 636, 637, 638, 639, 640.
314	A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing, furnishing and equipping a house for the criminal insane, living quarters for the attending physicians and an addition to the heating plant at the Montana State Hospital for the Insane."	330, 335, 351, 374, 393, 405, 476, 637, 638, 642, 644, 647, 648, 649, 650, 651, 652, 655, 656, 661, 673, 674.
315	A Bill for an Act entitled: "An Act amending Section 5909 of the Revised Codes of Montana, 1921, relating to the filing of copies of Articles of Incorporation by corporations."	338, 350, 367, 390, 424, 425, 476, 587, 603, 606, 607, 613, 622.
316	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the boards, commissions and departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931."	345, 348, 385, 419, 441, 442, 449, 476, 642, 644, 647, 648, 649, 650, 651, 654, 655, 661, 674.
317	A Bill for an Act entitled: "A supplementary appropriation bill appropriating money for the State Board of Hail Insurance, the administration of the motor vehicle license and registration laws, the Fish and Game Commission and Fire Marshal."	345, 348, 367, 390, 432, 476, 602, 623, 624, 632.
318	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the Agricultural Experiment Station and the Sub-stations and for Farmers' Extension Work for the period beginning July 1, 1929 and ending June 30, 1931."	345, 348, 367, 390, 441, 442, 449, 476, 642, 644, 647, 648, 649, 650, 651, 652, 654, 663, 664, 674, 675, 676, 679, 680.
319	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931."	345, 348, 374, 390, 426, 433, 476, 602, 625, 626, 627, 629, 630, 633, 639, 640.

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320	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931."	345, 348, 385, 419, 451, 464, 476, 642, 644, 647, 648, 649, 650, 651, 652, 654, 669, 674, 679, 680.
321	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931."	352, 354, 481, 495, 501, 502, 539, 642, 644, 647, 648, 649, 650, 651, 652, 654, 677, 678, 679, 680.
322	A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the State's institutions for the period beginning July 1, 1929, and ending June 30, 1931."	353, 355, 452, 474, 485, 486, 637, 639, 643, 644, 647, 648, 649, 650, 651, 652, 654, 666, 668, 674, 679.
323	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of certain of the State Offices of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931."	353, 355, 481, 495, 503, 504, 540, 642, 644, 647, 648, 649, 650, 651, 652, 662, 664, 673, 674.
324	A Bill for an Act entitled: "An Act to provide for the support of the Government of Montana for the years 1929 and 1931."	372, 393, 438, 454, 455, 457, 459, 476, 624, 625, 626, 627, 629, 630, 647, 648, 649, 650, 651, 653, 674.
325	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain boards, departments and institutions of the State of Montana for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient."	379, 387, 481, 495, 496, 501, 539, 630, 633, 640, 654.
326	A Bill for an Act entitled: "An Act to appropriate funds for the payment of a deficiency claim of	

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	Valley County for advances made to Ben Olson, Sheriff of Valley County, in transporting convicts from Glasgow to Deer Lodge, Montana.".....	389, 391, 392, 490, 495, 496, 503, 504, 540, 630, 633, 640.
327	A Bill for an Act entitled: "An Act to appropriate money for the refund of overpayment of Corporation License Tax in the State of Montana."	389, 392, 490, 495, 496, 499, 540, 630, 633, 640.
328	A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claim of National Electric Company for labor and material furnished at State School of Mines at Butte, Montana."	389, 392, 481, 495, 496, 499, 500, 540, 637, 638, 640.
329	A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242-B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway Fund therefor in settlement of said claim upon payment of said warrant."	389, 392, 490, 495, 496, 501, 503, 540, 630, 633.
330	A Bill for an Act entitled: "An Act to re-allocate certain appropriations for State Offices, boards and institutions made by the Twentieth Legislative Assembly for the biennium ending June 30, 1929; it having been determined that, while sufficient money had been appropriated in total, the allotments were not in accord with the requirements."	402, 410, 481, 495, 496, 501, 502, 540, 636, 637, 638, 639, 640, 647.
331	A Bill for an Act entitled: "An Act appropriating money for the construction and installation of a reservoir and pipe line, repairing of the well and pump and providing hose and equipment for the purpose of a water supply and fire protection at the Deaf and Blind School at Boulder."	414, 417, 418, 426, 490, 495, 496, 501, 503, 540, 637.
332	A Bill for an Act entitled: "An Act prohibiting the raising of salaries by the officers or heads of state departments, bureaus, boards, and institutions and making the officers or heads of departments, boards, bureaus, and institutions liable under their bonds for violation of this Act."	414, 417, 418, 490, 495, 496, 499, 500, 539, 587, 603, 606, 607, 613, 629, 638.

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333	A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners."	478, 480, 495, 496, 499, 500, 540, 630, 633.
334	A Bill for an Act entitled: "An Act appropriating money for the purpose of rebuilding and installing a sanitary water supply, sanitary lavatories, toilets and sewage system at the Montana State Fair."	478, 480, 495, 496, 499, 501, 504, 638, 641.
335	A Bill for an Act entitled: "An Act authorizing and directing the State Board of Examiners to provide for the construction and erection of a show barn for the display of sheep at the State Fair Grounds in Lewis and Clark County, Montana, and to appropriate money therefor."	478, 480, 495, 496, 501, 502, 540, 636, 637, 638, 639, 640.
336	A Bill for an Act entitled: "An Act to appropriate money in favor of the City of Glendive for special improvement assessments on State owned lots, subject to the approval of the State Board of Examiners."	478, 480, 495, 496, 499, 501, 540, 623.
337	A Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1929 and ending June 30, 1931."	542, 565, 571, 572, 637, 638, 640.
338	A Bill for an Act entitled: "An Act to appropriate money for the Department of State Purchasing Agent for the purpose of making a physical valuation and inventory of all State property, excepting State lands and lands held in trust by the State Land Board."	542, 561, 565, 569, 637, 638.
339	A Bill for an Act entitled: "An Act appropriating money for the payment of renewal premiums for fire insurance on State Buildings and contents thereon for a three year period."	542, 565, 571, 572, 637, 638, 640, 647.
340	A Bill for an Act entitled: "An Act appropriating money for the use and benefit of the State Board of Equalization in carrying out the provisions of law relating to the collection of gasoline license taxes and rebates thereof."	542, 543, 565, 571, 572, 642, 644, 647, 648, 649, 650, 651, 652, 654, 657, 661, 674.
341	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the six units of the University of Montana, for the	

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	Regional Summer School at Miles City, and for students railroad fare refund for the period beginning July 1, 1929, and ending June 30, 1931."	550, 561, 565, 569, 642, 644, 647, 648, 649, 650, 651, 652, 654, 658, 661, 664, 674.
342	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Vocational School for Girls for the period beginning July 1, 1929, and ending June 30, 1931."	550, 551, 561, 565, 569, 570, 642, 644, 647, 648, 649, 650, 651, 652, 654, 658, 661, 674.
343	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Railroad Commission and Ex-officio Departments thereunder for the period beginning July 1, 1929, and ending June 30, 1931."	550, 551, 561, 565, 569, 570, 642, 644, 647, 648, 649, 650, 651, 652, 654, 656, 657, 660, 662, 664, 668, 673, 677, 678, 679, 680.
344	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Department of Agriculture, Labor and Industry, and for the Montana State Fair for the period beginning July 1, 1929, and ending June 30, 1931."	550, 551, 565, 571, 572, 573, 642, 644, 647, 648, 649, 650, 651, 652, 654, 659, 661, 674.
345	A Bill for an Act entitled: "An Act to appropriate money in favor of the Town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners."	560, 561, 565, 571, 572, 573, 623.
346	A Bill for an Act entitled: "An Act to appropriate money for the payment of deficiency claims to reimburse Madison, Park, Gallatin, Sanders, Mineral, Roosevelt, Cascade, Granite and Dawson, Counties for moneys advanced at the request of the State Highway Commission for the State's share of construction costs of highways within said counties, for which no appropriation now exists."	571, 581, 582, 583.
347	A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Vocational School for Girls for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient."	592, 593, 637, 638, 640.

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348	A Bill for an Act entitled: "An Act to appropriate money for the payment of per diem to the officers and attaches of the Twenty-first Legislative Assembly of the State of Montana."	592, 593, 594, 637, 638, 640.
349	A Bill for an Act entitled: "An Act appropriating money for the two years beginning July 1, 1929, and ending June 30, 1931, for the payment of refunds or drawbacks under the provisions of House Bill No. 149 of the Twenty-first Legislative Assembly of the State of Montana, relating to refunds of license taxes paid by dealers in gasoline."	634, 635, 642, 644.

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1	Petitioning Congress to propose to the legislatures of the several states of the Union an amendment to the constitution of the United States amending, abrogating or modifying the Eighteenth Amendment thereof in such manner as shall enable Congress to provide for and control the manufacture of all distilled alcoholic and all malted alcoholic liquors manufactured in or imported into the United States, and the sale and disposition thereof.	279, 353.
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1	Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the beet sugar industry."	67, 71, 79, 87, 90, 99, 109, 134, 141, 149, 150, 176, 183, 278.
2	Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the livestock industry."	114, 118, 125, 135, 137, 147, 177, 206, 207, 228.
3	Memorial to the Congress of the United States designating the late Charles Marion Russell as a distinguished and illustrious citizen of the State of Montana, and requesting a suitable place be provided in the National Statuary Hall for a statue of the said deceased.	115, 161, 182, 203, 204, 211, 213, 378, 483, 505, 514, 541, 542.
4	That the State Highway Commission of the State of Montana be hereby requested to make necessary examinations and surveys preliminary to the location for construction of highway bridges over	

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	the Missouri and Yellowstone Rivers in the State of Montana.	119, 161, 182, 203, 204, 212, 214, 216, 294, 378, 493, 522, 525, 529, 551.
5	Providing for a committee to make a survey of the financial needs of the State and to submit recommendations to the Twenty-Second Legislative Assembly.	278, 294, 333, 346, 354, 364, 395, 436, 493, 517, 533, 600.
6	A resolution giving the consent of the Twenty-first Legislative Assembly of the State of Montana to LeRoy A. Foot, Attorney General of the State, to absent himself from the State for more than sixty (60) consecutive days.	522, 523, 525, 526, 554, 586.
HOUSE RESOLUTIONS		
1	To investigate gas tax refund.	5, 13, 33, 41, 52, 168.
2	To investigate operation of Vocational School and the State School for the Deaf and Blind.	21, 66, 101.
3	To investigate State Tuberculosis Sanitarium and Hospital for Insane.	34, 38, 39, 54, 64.
4	Relating to Insurance on State Property.	83, 514.
5	Appropriation requested for erection of a General Utility Building at Soldiers' Home and for repairs.	237, 244, 511.
6	334, 374.
7	Resolution by the House of Representatives to express regret to Honorable Jos. K. Toole at his ill health and its wish for his speedy return to health.	374, 410, 451.
8	Resolution extending thanks of the House of Representatives to the Standard Publishing Co., etc.	614.
9	Resolution directing Sergeant-at-Arms to make a complete inventory of all furniture, supplies, etc., belonging to the State of Montana for the use of the Legislative Assembly.	634.
10	Resolution extending congratulations to Jos. M. Dixon on his appointment as Assistant Secretary of the Interior.	644.

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11	Resolution commending President Hoover on his appointment and recognition of one of Montana's foremost citizens.	645.
HOUSE JOINT RESOLUTIONS		
1	A concurrent resolution memorializing Congress to pass and the President to approve at this session House Resolution 14665 by Colton.	81, 91, 104, 123, 128, 154, 175, 188, 213, 214, 223.
2	A resolution expressing the desire of the people of the State of Montana to the Congress of the United States of America that they take into further consideration the resolutions heretofore introduced in both bodies of Congress, relating to an amendment to the Constitution respecting the time at which the President and Vice President and members of Congress shall assume their official duties."	83, 118, 125, 135, 137, 146, 188, 219, 237, 265, 310.
3	A resolution giving the assent of the State of Montana to the Act of Congress of the United States of May 22, 1928, providing for further development of agricultural extension work between the agricultural colleges in the several states and the United States Department of Agriculture.	218, 293, 333, 346, 354, 363, 394, 484, 493, 517, 533, 600.
4	A Memorial to the Congress of the United States requesting that speedy consideration be given claims of the Indian tribes herein mentioned and that the Comptroller General be directed to submit his data on the compilation of the counter claims of the United States against said Indian tribes.	276, 333, 346, 354, 364, 395, 436, 493, 522, 525, 528, 551.
5	Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the poultry industry.....	459, 460, 461, 477, 584, 586.
6	Memorial to the Congress of the United States suggesting that the unappropriated and unreserved public lands within the State of Montana be appraised and offered for sale to the end that such lands may be so managed as to produce better returns, increase the wealth of the nation, and pay their share of county and state taxes.	277, 349, 575, 576, 577, 580, 603, 604, 623, 632.

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	Extending vote of thanks to Helena Commercial Club for Banquet and Entertainment.	31.
	Appointing Committee to inspect Eastern Montana Normal School.	41.
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	Employing officials to act after close of session.....	608, 610, 645.
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	Resolution on the death of the Honorable Jos. K. Toole.	672.
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83	A Bill for an Act entitled: "An Act providing for the payment of judgments against school districts."	252, 379.
84	A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court."	252, 343, 394, 400. 526.
85	A Bill for an Act entitled: "An Act providing for creating terminal elevator and warehouse districts; providing for the organization and government thereof; authorizing a vote of qualified electors, as defined herein, upon the issuance of bonds by said District for purposes defined herein; and providing for interest and sinking fund to retire said bonds; providing for the execution, issuance and sale of such bonds and for the lien of such bonds and interest on the real property in such district; providing for the levying and collection of taxes for such district; providing for the location, financing, building and management of warehouses and elevators constructed by said District; providing that same shall be public, bonded warehouses under existing law; and prescribing the form of warehouse receipts to be issued; exempting the property of said District and products stored therein from taxation except as herein provided, making provisions for counties becoming part of said District, and providing for the confirmation of the organization and bond issue of said district."	252.
86	A Bill for an Act entitled: "An Act to amend Section 9745 of the Revised Codes of Montana of 1921	

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	relating to appeals to Supreme Court and record thereon other than orders for new trials."	251, 252, 323, 394, 400, 526.
87	A Bill for an Act entitled: "An Act to amend Section 11466 of the Revised Codes of Montana of 1921, relating to malicious injury to railroads, highways and other property, being Chapter 51, defining certain injuries to telephone, telegraph and electric light lines and providing for a penalty for the malicious interference therewith."	289, 359, 396, 413, 434, 437, 498, 499, 526.
88	A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and to provide for the publication of delinquent tax list."	289, 343.
89	A Bill for an Act entitled: "An Act to amend Section 7120 of the Revised Codes of the State of Montana of 1921, pertaining to issuance and service of summons in connection with the appropriation of water from adjudicated streams."	289, 379.
90	A Bill for an Act entitled: "An Act to promote and protect the poultry industry and for the prevention, control, and extermination of infectious, contagious, and destructive diseases of poultry, and prescribing a penalty for the violation of any of the provisions of this Act."	289, 300, 357, 413, 437, 562, 565, 574, 597.
91	A Bill for an Act entitled: "An Act to amend Chapter 88 of the Session Laws of 1927 relating to the registration fees of motor vehicles."	289, 359.
92	A Bill for an Act entitled: "An Act defining, regulating and providing for the licensing of fur dealers and their agents and providing penalties for the violation of this Act."	289, 357, 413, 435, 468, 471, 478, 479, 491.
93	A Bill for an Act entitled: "An Act to amend Sections 1092, 1094 and 1099 of the Revised Codes of Montana of 1921, as amended by Chapter 131 of the Session Laws of the Eighteenth Legislative Assembly of 1923, relating to the preparation and requirements necessary for the issuance of certificates to teach."	378, 435.
94	A Bill for an Act entitled: "An Act for submission to the qualified electors of the State of Montana of an amendment to the constitution of the State	

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	of Montana by amending Section 2 of Article V, relating to tenure of office of Senators and Representatives, Section 6 of Article V, relating to time of meeting of Legislative Assembly and term of service of members, and Section 12 of Article XII of the constitution of the State of Montana, relating to appropriations and levies by the Legislative Assembly."	396.
95	A Bill for an Act entitled: "An Act to amend Section 718 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to the affidavit of absentee voters, and to amend Section 721 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to marking and swearing to ballot by absent elector."	290, 436, 468, 469, 471.
96	A Bill for an Act entitled: "An Act for submission to the qualified electors of the State of Montana of an amendment to Section 19 of article VIII and Section 5 of Article XVI of the Constitution of the State of Montana relating to the term of office of county officers."	290, 396.
97	A Bill for an Act entitled: "An Act amending Section 4875 of the Revised Codes of the State of Montana for 1921 concerning the number of deputies allowed certain county officers."	290.
98	A Bill for an Act entitled: "An Act to prohibit the purchasing of automobiles by the State of Montana for State use, except motor trucks, providing for the use of private owned automobiles by State employees for State purposes and fixing the mileage to be allowed employees for the use of same; providing for marking and registering of all State owned motor trucks and requiring daily mileage reports. Prohibiting the use of State owned motor vehicles for private purposes and fixing the penalty for the same."	290, 395.
99	A Bill for an Act entitled: "An Act authorizing common-carrier, operating in this State, to grant the right to use parts of their rights-of-way to individual farmers, or groups of farmers, for the construction and maintenance of warehouses, bins and elevators for the storing of grain and other agricultural products; declaring such use to be a public use, and authorizing the acquiring of such rights by the exercise of eminent domain."	290, 395.
100	A Bill for an Act entitled: "An Act providing for the manner of nominating and electing District Judges in districts having two or more Judges.	

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	and amending Section 8813 of the Revised Codes of Montana, 1921, by adding thereto a sub-Section to be known as sub-Section A."	299, 344.
101	A Bill for an Act entitled: "An Act to amend Section 88 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to default in payment of purchase price, cancellation of certificate, and adding an emergency clause to prevent forfeiture."	299, 395.
102	A Bill for an Act entitled: "An Act to amend Section 1632 of the Revised Codes of Montana of 1921, relating to inspection of highways and construction work by Boards of County Commissioners and compensation therefor."	299, 325, 357, 394, 400, 505, 510, 513, 522, 530, 531, 564.
103	A Bill for an Act entitled: "An Act authorizing the State Fish and Game Commission to prohibit the distribution of poisons and poisoned bait on certain designated areas and prescribing penalties for the violation of this Act."	299, 358.
104	A Bill for an Act entitled: "An Act to amend Sections 4873 and 4874 Revised Codes of Montana, 1921, relating to the compensation allowed Deputy County Officers and Assistants, and the fixing of the number and compensation thereof by Boards of County Commissioners."	299, 325.
105	A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 85 of the Laws of the 20th Legislative Assembly, being amendment to Section 2235 of the Revised Codes of 1921 of the State of Montana, having to do with the sale of unredeemed property by County Commissioners."	299, 379, 435, 468, 471, 567, 568, 576, 578, 601.
106	A Bill for an Act entitled: "An Act to amend Paragraph 7 of Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to Building and Loan Associations in assessment and collection of dues, fines, interest, fees and premiums, and providing for penalty for the violation thereof."	299, 325, 357, 396, 468, 469, 472, 566, 576, 579, 582, 597, 602, 609.
Sub. 106	A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of	

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	Montana relating to Building and Loan Associations, in assessment and collection of dues, fines, interest, fees and premiums, and providing for penalty for the violation thereof."	
107	A Bill for an Act entitled: "An Act amending Section 3695 of the Revised Codes of the State of Montana for 1921, as amended by Section Six of Chapter 77 of the Laws of the Eighteenth Legislative Assembly, pertaining to regulations for use of artificial fish ponds."	318, 357, 413, 468, 472, 477, 478, 479, 480, 492, 498.
108	A Bill for an Act entitled: "An Act authorizing the organization of industrial life insurance companies under the Laws of Montana, defining industrial life insurance, providing for the commencement of business of such companies, for initial funds and reserves, providing penalties for the violation of this Act, for the supervision of such companies by the Insurance Commissioner of the State of Montana and repealing all Acts and parts of Acts in conflict herewith."	318, 436.
109	A Bill for an Act entitled: "An Act to amend Chapter 60, Part 2, Section 7 of the Twentieth Legislative Assembly Laws of 1927 relating to the appointive powers of the Commissioner, and his management of office."	318, 358.
110	A Bill for an Act entitled: "An Act providing that no Senator or Representative during his elective term as such shall be appointed or employed in any civil office, trust or employment under the State of Montana, and that no member of Congress or other person holding an office (except Notary Public, or in Militia) under United States or this State, shall be a member of either house during his continuance in office."	318, 359, 413, 468, 472, 548.
111	A Bill for an Act entitled: "An Act to amend Sections 1, 3, 4, 8, 12, 13, 14, 17, 18 and 19 of Chapter 109, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to the regulating and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life; and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringe-	

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	ments thereof; recognizing and clothing the State Board of Equalization of Montana with powers to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violation of this Act, and investing the State Board of Equalization of Montana with the enforcement and administration thereof."	319, 395, 435, 468, 472, 576, 577.
112	A Bill for an Act entitled: "An Act prohibiting any full time instructor in any Montana State Controlled educational institution from engaging, for compensation, in the practice of any profession other than that of teaching during such time as he or she may be employed by the State of Montana, and providing for punishment for a violation of this Act, and defining the term 'full time instructor.'"	319, 378, 470.
113	A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire."	319, 379, 470.
114	A Bill for an Act entitled: "An Act to amend Section 2234 of the Revised Codes of Montana, 1921, relating to the distribution of moneys received on account of redemption when property was sold to the county, and providing for reports by the County Treasurer."	319, 359, 396, 413, 437, 568, 576, 579.
115	A Bill for an Act entitled: "An Act to amend Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Laws of the 18th Legislative Assembly of the State of Montana, and as further amended by Chapter 14 of the Laws of the 20th Legislative Assembly of the State of Montana, relating to the arrangement, printing and voting of ballots at primary elections."	319, 436, 468, 469, 472, 487, 488, 489, 506, 513.
116	A Bill for an Act entitled: "An Act creating the railroad and utilities commission of Montana, providing for an ex-officio Board of Commissioners composed of the Governor, Secretary of State and State Auditor; providing that the said commissioners shall act without additional compensa-	

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	tion; transferring to the railroad and utilities commission all the duties and powers now imposed or placed under the control of the Board of Railroad Commissioners of Montana, the Montana Railroad Commission, the Public Service Commission of Montana and all Commissions acting ex-officio under the same; abolishing the officers of the Railroad Commission, the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of the State of Montana; providing for the repeal of Section 3779 of the Revised Codes of Montana of 1921 and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921."	319.
117	A Bill for an Act entitled: "An Act to amend Sections 3650 and 3651 of the Revised Codes of Montana of 1921, and to amend Sections 3654, 3655 and 3670 of the Revised Codes of Montana of 1921 as amended by Chapter 59 of the Laws of the Twentieth Legislative Assembly of 1927, relating to the appointment of the State Fish and Game Commission and of the State Game Warden providing for compensation of the Fish and Game Commission and for purchases through the purchasing department of the State of Montana."	320, 436.
118	A Bill for an Act entitled: "An Act authorizing counties, cities and towns and assignees of counties, cities and towns, to make application for tax deeds, give notices and submit proof and procure tax deeds for property sold for delinquent taxes in cases where no certificate of sale was made, issued or filed as provided for by law, when the time for redemption has expired."	320, 359, 396, 413, 437, 526.
119	A Bill for an Act entitled: "An Act to provide for the segregation of the educational institution known as the "Montana School for the Deaf and Blind" and the training school for feeble minded persons, providing for the selection of a site, providing for a commission to investigate sites and make recommendations to the Governor and the State Board of Education."	320, 379, 470.
120	A Bill for an Act entitled: "An Act to amend Section 363 of the Revised Codes of Montana of 1921, as amended by Chapter 40 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, 1923, relating to the salary of the chairman of the State Board of Hail Insurance and increasing the same."	320, 358, 436, 468, 469, 472, 562, 565, 575, 609.

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121	A Bill for an Act entitled: "An Act relating to corporations which maintain rustling cards or employment offices and providing regulations therefor and prescribing a penalty for the violation of this Act."	320, 358, 413, 469.
122	A Bill for an Act entitled: "An Act relating to the acquisition by the United States of lands and waters within the State of Montana for the purpose of creating, developing and maintaining refuges for migratory wild fowl."	320, 357, 413, 434, 438, 468, 474, 475, 492, 498.
123	A Bill for an Act entitled: "An Act requiring County Treasurers to keep a separate account for each school district maintaining a district high school, or high school classes, showing all moneys received by such school district for the maintenance of such district high school or such high school class or classes."	318, 320, 378, 413, 434, 438, 505, 506.
124	A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of Courts of Record; abolishing certain existing methods in such cases and in the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and county officers having charge of election affairs and judges and clerks of election, and adapting the provisions of the Laws as they now exist to the non-partisan election of judges of Courts of Record."	320, 396, 468, 469, 472, 475, 478, 479, 480, 548, 549.
125	A Bill for an Act entitled: "An Act to repeal Chapter 123 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana of 1927 relating to the registration of motor vehicles; relating to the application for registration; defining the duties of the County Treasurer and the Registrar of Motor Vehicles; and providing a penalty for failure to make application for registration within a prescribed time."	320, 378.
126	A Bill for an Act entitled: "An Act to amend Section 2153 Revised Codes of Montana, 1921, relating to the lien of taxes on personal property, as such Section was amended by Chapter 18 Session Laws of 1925 and Chapter 113 Session Laws of 1927."	321, 359.
127	A Bill for an Act entitled: "An Act to amend Section 1252 Revised Codes of Montana, 1921, relating to the issuance of bonds by counties, school districts, cities and towns, and vesting the State	

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	Board of Equalization with supervision and control over the issuance thereof."	321, 395.
128	A Bill for an Act entitled: "An Act to amend Section 3379 Revised Codes of Montana, 1921, relating to damages by trespassing stock."	321, 395, 435, 468, 472, 487, 581.
129	A Bill for an Act entitled: "An Act to amend Section 1415 of the Revised Codes of Montana, 1921, as amended by Chapter 42 of the Session Laws of 1923, relating to appointment of, removal and salary of the superintendent of the insane asylum and his assistants."	321, 379, 413, 468, 472, 583, 593, 607, 609, 632.
130	A Bill for an Act entitled: "An Act to amend Section 3586 of the Revised Codes of Montana, 1921, relating to the storage of grain, and fixing a basis for settlement in cases where redelivery is not desired."	321.
131	A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119, Session Laws of the State of Montana of 1927, relating to the distribution of the State Common School Equalization Fund."	321, 435, 469.
132	A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 19 of the Session Laws of the Twentieth Legislative Assembly of Montana relating to delinquent gasoline dealers and license taxes; prescribing the duties of the State Board of Equalization with reference thereto, and the fixing of the amount of the tax; prescribing penalties and interest; providing for liens upon the property of the dealers for delinquent taxes, penalties and interest; providing for liens upon the property of the dealers for delinquent taxes, penalties and interest and the method and manner of their release; and prescribing the duties of the State Treasurer and Attorney General with reference to said delinquent taxes."	321, 395, 435, 468, 473, 566, 576, 579, 597.
133	A Bill for an Act entitled: "An Act to amend Section 3170 of the Revised Codes of Montana of 1921 relating to the retailing, vending, compounding and dispensing of drugs, medicines, poisons, chemicals and pharmaceutical preparations."	321, 359, 396, 436, 468, 469, 473, 513, 514.
134	A Bill for an Act entitled: "An Act amending Section 5228 of the Revised Codes of Montana, 1921, as amended by Chapter 135 of the Session Laws	

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	of the Eighteenth Legislative Assembly of the State of Montana, relating to the cost of improvement on extended improvement districts not fronting on streets improved."	321, 359, 396, 413, 437, 583, 584, 593, 594, 632.
135	A Bill for an Act entitled: "An Act enabling counties which have extended relief loans to collect same and empower the County Commissioners of said counties, with authority to employ special agents for such work, and fixing their compensation."	321, 359.
136	A Bill for an Act entitled: "An Act to repeal Chapter 39 of the Session Laws of the 20th Legislative Assembly of the State of Montana and Section 8273 of the Revised Codes of Montana, 1921, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations."	322, 358.
137	A Bill for an Act entitled: "An Act providing a method whereby any county having a county free high school may by a vote of the electors thereof authorize the management and control of such high school to be taken over by the school district of the district in which located, providing for the levy and distribution of high school tax and disposition of money on hand in high school fund; providing for existing contracts, course of study, admission of pupils; and providing for retransferring of supervision and control of such school back to county."	322, 378, 435.
138	A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, as amended by Chapter 124 of the Eighteenth Legislative Assembly and as further amended by Chapter 48 of the Twentieth Legislative Assembly relative to allowance of traveling or other expenses of State, county, city, school district, officers or employees."	322, 379.
139	A Bill for an Act entitled: "An Act to provide for the salaries of Deputy County Attorneys in Counties of the sixth and seventh classes."	322, 379.
140	A Bill for an Act entitled: "An Act authorizing the State Land Board to petition for or protest against the creation of improvement district within the corporate limits of a city where state land is located within the contemplated districts; providing for the payment by said Board of Special Improvement assessments when such districts are	

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	created; and providing that said assessments shall be added to the appraised value of said land.".....	322, 359, 396, 413, 437, 584.
141	A Bill for an Act entitled: "An Act creating the State Board of Examiners of Welders and Cutters prescribing its duties, fixing the salaries of its members, providing for examinations and licensing of persons cutting and welding metals by the use of tools, equipment and appliances operated by electricity or oxygen, hydrogen, acetylene or other explosive gases, and providing penalties for engaging in said occupations without licenses, and for employing unlicensed persons."	322, 396.
142	A Bill for an Act entitled: "An Act to provide for the appointment of a clerk by public administrators in counties where a judge of the District Court of the Judicial District in which the county is located shall certify to the County Commissioners of such county the necessity for the appointment of such clerk and to provide for the appointment of such clerk by the Public Administrator of such county and fixing the compensation and term of office of such clerk."	322, 379.
143	A Bill for an Act entitled: "An Act to validate sales by counties of property purchased for taxes."	322, 357, 379.
144	A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the State; providing a method for submission of the question of their establishment to a vote of the people, and making County Treasurers custodians of junior college funds permitting the Board of Regents of such colleges to accept donations and bequests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict therewith."	323, 378, 435.
145	A Bill for an Act entitled: "An Act defining and declaring radio transmission and radio reception a public convenience and investing certain authorities and powers relative thereto in the Public Service Commission."	323, 379.
146	A Bill for an Act entitled: "An Act defining and providing for the licensing of hide buyers; providing for the inspection and tagging of hides and providing for the issuance and recording of certificates of inspection; providing fees for such inspection; providing penalties for the violation of this Act."	323, 469, 473, 511, 513, 553, 564.

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147	A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana of 1921, relating to the establishment of the Montana State Bureau of Mines and Metallurgy and Geology and changing the name thereof."	323.
148	A Bill for an Act entitled: "An Act to define and establish the boundary line between Powder River and Carter Counties."	318, 378, 413, 434, 438, 468, 474, 491.
149	A Bill for an Act entitled: "An Act to abolish the defense of contributory negligence as an absolute bar to an action for damages by any person or his personal representative arising out of the injury or death of such person through collision on railroad crossings with railroad trains and permitting the jury to consider such contributory negligence in mitigation of damages."	318, 358.

SENATE JOINT RESOLUTIONS

1	Relating to home of Montana citizens in Glacier National Park.	120, 127, 161, 172, 177, 198.
2	Concerning a uniform law for high schools in the State of Montana and asking for a high school survey commission to be appointed by the State Board of Education.	273, 378, 435, 468, 470, 473, 498, 499, 526.
3	Relating to the finances of the State of Montana, recommendation as to economy measures and providing for a committee of House and Senate members to investigate and report recommendations at the next session of the Legislative Assembly relating to proposed economies and other Legislation, and providing for the organization and operation of said committee.	323, 357, 395, 469
4	Be it resolved by the Senate of the Twenty-First Legislative Assembly the House concurring, that the State Board of Examiners are requested, in the interest of expedition and economy to prepare and have read for introduction, on the first Monday of January of each year when the Legislative Assembly shall convene in regular session, all bills, properly itemized, for the appropriation	

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of money for the government of the State, and all departments thereof, and for the maintenance of the various state institutions: also all bills for the appropriation of money to pay deficiency claims, accompanied by the recommendations of the State Board of Examiners respecting the same.	642, 643, 648, 661, 676.
SENATE JOINT MEMORIALS	
1 Memorial to the Congress of the United States, to enact such legislation as will permit the owners of land in the upper Milk River Irrigation Districts, to enter into contracts permitting payments for the St. Marys Diversion Charges, to be made in forty years, and to allow deduction of nonproductive land.	120, 127, 161, 172, 177, 198.
2 A Resolution memorializing Congress for the passage of necessary legislation providing for an increase of the tariff on Manganese and related ores.	110, 133, 134, 138, 147, 156, 183, 188.
3 A Memorial to the Congress of the United States calling attention to the Inadequacy of our present course of study in our Public Grade and High Schools, and the need for a Standard Course of Study which will more nearly fill the needs of every day life.	110, 238, 323, 394, 400.
4 A Memorial to the Honorable Secretary of Agriculture of the United States Advocating the Establishment and Promulgation of grades and standards of wheat which shall take into account its protein content.	110, 134, 175, 206, 211, 268, 269, 278, 280, 311.
5 A Resolution memorializing Congress for the passage of necessary legislation providing for an increase of the tariff on plumbago, graphite and graphite ores.	122, 163, 207, 211, 233, 244, 253, 292.
6 A Resolution memorializing the Senate of the United States for early passage of the special resolution	

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	by Senator Capper directing the Senate Interstate Commerce Committee to take immediate action relative to the special export rates on grain.	154, 175, 207, 211, 226, 231, 242, 292.
7	A Resolution memorializing the Congress of the United States requesting the passage of necessary legislation providing for an increase of the tariff on flaxseed and flaxseed products.	163, 188, 239, 291, 307, 313, 327, 366.
8	Memorial to the Congress of the United States of America directing attention to the great need for authorizing the appropriation of adequate moneys for the construction and maintenance of fire lanes, telephone lines, roads and trails and other improvements necessary for the prevention of fires on the forested areas of Montana, and for the construction of stock driveways, stock-watering places and other similar improvements desirable for the range management.	290, 357, 394, 400, 411, 440, 448.
9	A Resolution memorializing the Congress of the United States relating to the policy of caring for the Indians of Montana by the expenditure of Federal Appropriations through state agencies.	323, 377, 435, 468, 470, 473, 547, 561, 565, 582.
10	Memorial to the Congress of the United States to enact legislation pending in Congress relating to amending the Laws respecting mining locations and labor requirements on lands where metals are not exposed at the surface.	323.

HOUSE JOURNAL

OF THE

TWENTY-FIRST LEGISLATIVE ASSEMBLY

OF THE

STATE OF MONTANA

FIRST DAY

House of Representatives
Helena, Montana, January 7, 1929.

Pursuant to law, at the hour of 12:00 noon, the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, was called to order by the Honorable W. E. Harmon, Secretary of State, of the State of Montana.

At the request of the Secretary of State, the Reverend W. A. Pippy of Valley County, offered invocation.

The Secretary of State then temporarily appointed H. J. Faust of Granite County, Chief Clerk.

The roll was called and all members were present excepting the following:

Hagestad of McCone,

Moss of Flathead,

Willard of Missoula.

All members present presented their Certificates of Election.

Whereupon the Secretary of State introduced the Honorable Albert T. Galen, Associate Justice, who administered the following oath of office to the members present:

"We, the undersigned, do solemnly swear (or affirm) that we will support, protect and defend the Constitution of the United States and the Constitution of the State of Montana, and that we will discharge the duties of our office (members of the House of Representatives, 21st Session) with fidelity; and that we have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure our nominations or elections (or appointment) except necessary and proper expense expressly authorized by law; that we have not knowingly violated any election law of this state, or procured it to be done by others in our behalf; that we will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or duty pertaining to our office other than the compensation allowed by law. So Help Me God."

The foregoing oath was subscribed and sworn to by the following members:

Angvick, Lars; Andreson, A. G.; Arnold, S. C.; Arnold, John; Ballard, W. T.; Barry, George; Benjamin, H. E.; Bonine, George J.; Besancon, Albert; Bretzke, Lou E.; Bricker, R. C.; Brown, Fred M.; Brown, W. A.; Buck, Harry W.; Budas, Albert; Burrell, Clyde E.; Chapman, D. W.; Chat-ham, James; Clausen, C. C.; Cooney, Byron E.; Curran, Lucy A.; Darlinton, G. W.; Dean, Guy; Dellwo, Dennis A.; Doran, Tod; Dougherty, Ralph; Dunn, R. J.; Ekegren, E. P.; English, M. J.; English, Gus; Erickson, L. N.; Fairgrieve, Alex.; Flachsenhar, W. R.; Freed, Elden; Fulsher, Fred R.; Goodwin, Philip C.; Gordon, George D.; Green, Henry R.; George, W. H.; Hagestad, Ray M.; Hanley, J. W.; Henderson, M. R.; Hodgskiss, J. E.;

Jameson, W. J. Jr.; Jensen, S. R.; Jones, Dudley; Johnson, Elmer; Jergensen, James A.; Kinville, Samuel A.; Knight, J. B. C.; Kruse, Albert H.; Leavens, Robert; Leavitt, W. B.; Lewis, D. J.; Lewis, B. C.; Logan, E. U.; Lucas, John W.; MacRae, Charles; Mason, George P.; Manning, Seth; Marshall, H. R.; Metlen, Joe; Merritt, Clarence; Minette, Dr. C. H.; Monoghan, Joseph T.; Miller, Timothy; Miller, N. O.; Moss, G. M.; Moulton, B. F.; Murphy, C. F.; Nagle, Raymond T.; Nelson, Ben; Nelstead, T. E.; Nicholson, Stuart H.; O'Day, R. S.; Parker, Neil C.; Pauly, Sylvan J.; Purnell, S. J.; Reed, Grant; Renwick, W. C.; Rigg, Peter M.; Roll, Fritz; Rolph, Herbert D.; Ross, Thomas A.; Ryder, Arthur; Sample, Harry A.; Sheffer, J. C.; Shepard, George R.; Simpson, Charles M.; Salyerds, D. C.; Steeves, M. D.; Sullivan, Henry; Thorburn, W. B.; Tinsley, B.; Ueland, Andrew; Warren, W. E.; Waite, W. T.; Willard, Dr. Asl; Willis, Sid; Wickware, M. C.; Wilson, Cecil V.; Woodcock, John W.

The Secretary of State having called for nominations for Speaker, Flachsenhar nominated Ralph C. Bricker and Dellwo nominated Raymond T. Nagle.

There being no other nominations the Secretary of State declared the nominations closed. The roll was called and the following votes were cast: For Bricker:

Angvick, Anderson, Arnold (Stillwater), Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Clausen, Curran, Darlinton, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Green, George, Hanley, Henderson, Hodgskiss, Jameson, Jones, Johnson, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Merritt, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Salyerds, Steeves, Thorburn, Ueland, Warren, Waite, Wickware, Wilson.—Total 66.

For Nagle:

Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Besancon, Bricker, Brown (Cascade), Chapman, Chatham, Cooney, Dellwo, Doran, English (Silver Bow), Freed, Fulsher, Goodwin, Gordon, Jensen, Kinville, Mason, Metlen, Minette, Monoghan, Miller (Lincoln), Murphy, O'Day, Roll, Sullivan, Tinsley, Willis, Woodcock.—Total 33.

Members not voting:

Hagestad, Moss, Willard.—Total 3.

The Secretary of State appointed Leavens and Nagle to escort the Speaker to the chair.

Mr. Speaker having assumed the chair, Flachsenhar submitted the following motion which was duly seconded and carried.

"Mr. Speaker:

I move that the Rules and Joint Rules and Order of Business of the 20th Legislative Assembly be adopted as the Rules and Joint Rules and Order of Business of the 21st Legislative Assembly until the Committee on Rules and Joint Rules and Order of Business shall report."

Moved by Flachsenhar, duly seconded and carried, that the following Republican nominees be elected as officers and attaches of the House of 21st Legislative Assembly:

Speaker Pro Tem	Elmer Johnson
Floor Leader	W. R. Flachsenhar
Chaplain	Wm. A. Pippy
Sergeant-at-Arms	Harry E. Whitcomb
Assistant Sergeant-at-Arms	W. B. Garrigus
Assistant Sergeant-at-Arms	L. D. Carver
Chief Clerk	H. J. Faust
Assistant Chief Clerk	J. E. Geiser
Assistant Chief Clerk	Earl Cooke
Journal Clerk	Mrs. Maud A. Houghlan
Engrossing Clerk	Henry Delaney

Enrolling Clerk	Mrs. Beulah Dittmer
Bill Clerk	Marguerite Moore
Printing Clerk	Wm. E. White
Reading Clerk	Neil Brown

Moved by Nagle, duly seconded and carried, that the following Democratic nominees be elected as officers and attaches:

Speaker Pro Tem	Dennis Dellwo
Chief Clerk	Frank Monaghan
Assistant Chief Clerk	Will Cave
Sergeant-at-Arms	Bob Hamilton
Assistant Sergeant-at-Arms	Dan Lyons
Assistant Sergeant-at-Arms	Charles Mansur
Assistant Sergeant-at-Arms	Ed Marsh
Bill Clerk	P. J. Gilligan
Assistant Bill Clerk	Pat Leggett
Journal Clerk	Mrs. George Canady
Assistant Journal Clerk	Mrs. McAndrews
Reading Clerk	Barney Joyce
Enrolling Clerk	Mrs. D. D. Raymond
Assistant Enrolling Clerk	Sophie Guyaz
Printing Clerk	Mrs. Charles Bessette
Doorkeeper	Duncan McDonald
Doorkeeper	L. C. Hofius
Chaplain	Reverend Wm. A. Pippy
Page	Eddy Sullivan
Page	Steve Sullivan
Page	Jimmy Heron
Page	Lynn Laggatt
Page	Howard Armstrong
Head Janitor	Paddy O'Hern
Assistant Janitor	Jack Lee
Telephone Operator	Margaret Hickey

Moved by Flachsenhar, duly seconded and carried that the Chief Clerk be instructed to cast 66 votes for the Republican nominees and 33 votes for the Democratic nominees. The vote was so cast.

Reverend Wm. A. Pippy received the majority vote of the Republican party and the unanimous vote of the Democratic party.

Moved by Flachsenhar, duly seconded and carried, that a committee of three be appointed to notify His Excellency the Governor that the House had organized and was ready for any message he might wish to convey.

Moved by Flachsenhar, duly seconded and carried, that a committee of three be appointed to notify the Honorable Senate that the House was duly organized and ready for business.

Moved by Flachsenhar, duly seconded and carried that the Speaker be authorized to appoint a stenographer and a page for work in connection with his office.

Whereupon the Speaker appointed Grace Helen Moe as his stenographer and Charles Sande as page.

Mr. Speaker then named the following committees:

To Notify Senate:

Leavitt of Custer,

Reed of Broadwater,

Murphy of Deer Lodge.

To Notify Governor:

Leavens of Yellowstone,

Nagle of Lewis & Clark,

Marshall of Missoula.

A committee from the Senate reported that the Honorable Senate was organized and ready for business.

Moved by Flachsenhar, duly seconded and carried that the House recess for ten minutes.

HOUSE RESUMED

The House resumed at 12:40.

Mr. Speaker in the chair.

The committee appointed to notify His Excellency the Governor of organization reported that His Excellency the Governor requested that a joint session be held tomorrow, Tuesday, January eighth at 12:00 noon, at which time he would be ready to appear and deliver his message.

The committee appointed to notify the Honorable Senate that the House was organized reported that it had performed its duty.

The Speaker then named the following committees:

House Employees and Attaches: Ryder, Roosevelt, chairman; Johnson of Valley, vice-chairman; Jones of Phillips; Fairgrieve of Carbon; Tinsley of Madison.

Engrossing: Green of Dawson, chairman; Thorburn of Wheatland; Nelstead of Carter; Hanley of Fergus; Freed of Petroleum.

Enrolling: Merritt of Musselshell, chairman; Jones of Phillips; Arnold of Stillwater; Wilson of Lewis and Clark; Bonine of Hill.

Journal: Darlinton of Gallatin, chairman; Bretzke of Valley; Nagle of Lewis and Clark.

Mileage and Per Diem: Parker of Flathead, chairman; Reed of Broadwater; Benjamin of Toole; Arnold of Stillwater.

Rules, Joint Rules and Order of Business: Moss of Flathead, chairman; Johnson of Valley, vice-chairman; Flachsenhar of Prairie; Nagle of Lewis and Clark; Speaker.

Seating Committee: Leavens of Yellowstone, chairman; Nelstead of Carter.

Moved by Flachsenhar, duly seconded and carried, that the House adjourn until Tuesday, January eighth at 11:30 A. M.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SECOND DAY

House of Representatives
Helena, Montana, January 8, 1929.

House met pursuant to adjournment at 11:30 A. M.

Mr. Speaker in the Chair.

Invocation by the Chaplain.

On roll call all members present.

The Journal Committee reported as follows:

"Mr. Speaker: "We, your committee on Journal having examined the Journal for the first legislative day find the same to be correct."

G. W. DARLINTON, Chairman.

Darlinton moved the report be adopted. Seconded and carried.

Clerk reported R. M. Hagestad of McCone presented his credentials and took oath

COMMUNICATIONS AND PETITIONS

The following communication was received from Lewis and Clark Post No. 2, American Legion of Helena, Montana:

Lewis and Clark Post No. 2
Helena, Montana.
January 8, 1929.

Hon. Raymond T. Nagle
State Capitol Building
Helena, Montana.
Dear Comrade:

Lewis and Clark Post No. 2 American Legion of Montana, Helena, Montana will hold its annual dinner meeting and election of officers for the ensuing year Tuesday evening, January 8, 1929 at 6:30 o'clock in the Eddy Rose Room. A cordial invitation is extended to all members of the Legion present in your city during the Legislative session to be present and enjoy this meeting with the Legionnaires of Helena and Lewis and Clark County.

We are endeavoring to communicate with all ex-service men in the city and desire to be furnished with their names and Helena addresses.

Lewis and Clark Post No. 2 would appreciate it if this invitation could be brought to the attention of all the members and attaches of the Senate and House of Representatives.

Fraternally,

HUGH R. ADAIR, Commander Lewis and Clark Post No. 2
American Legion, Helena, Montana.

Moved by Flachsenhar of Prairie that the House accept the very courteous invitation extended by Lewis and Clark Post No. 2. Duly seconded and carried.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Arnold of Stillwater: A Bill for an Act entitled: "An Act to amend Section 1674 of the Revised Codes of Montana of 1921 and providing for abolition of special road districts."

RESOLUTION

Resolution by Johnson: A resolution directing the Speaker to appoint a committee of (3) three for an investigation of our gasoline tax refund and setting the date for final report.

By Besancon: A Bill for an Act entitled: "An Act to amend Sections 715, 716, and 720, Revised Codes 1921, Montana, and Section 717 as amended by Chapter 151 Sesion Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries."

By Marshall, Willard, Shepard and Besancon: A Bill for an Act entitled: "An Act to amend Section 1275 Revised Codes of Montana 1921, as amended by Chapter 69 of the Session Laws of 1923, and thereafter amended by Chapter 107 of the Session Laws of 1925, relating to county high school tax levy and the distribution thereof."

By Willard, Shepard, Marshall and Besancon: A Bill for an Act entitled: "An Act to amend Section 1276 of the Revised Codes of Montana of 1921, relating to the issuance of county bonds for the erection or purchase of buildings for high school purposes and the equipment thereof, or for other high school buildings, purchasing of sites and providing the limitation and procedure and submitting such question to the electors of the county."

REPORTS OF STANDING COMMITTEES

Committee on Mileage and Per Diem reported as follows:

Moved by Reed, that the report of the Committee on Mileage and Per Diem be considered read at length. Duly seconded and carried.

Helena, Montana, January 8, 1929.

"Mr. Speaker: We, your Committee on Mileage and Per Diem, beg leave to submit the following report, indicating the number of miles traveled by the following members of the House, and the sums due them therefor:

Name	City	Miles	Amount
Angvick, Lars, Reserve		1064 @ 10	\$ 106.40
Anderson, A. G., Boyd		492 @ 10	49.20
Arnold, S. C., Broadview		574 @ 10	57.40
Arnold, John, Birney		860 @ 10	86.00
Ballard, W. T., Butte		146 @ 10	14.60
Barry, George, Butte		146 @ 10	14.60
Benjamin, H. E., Shelby		400 @ 10	40.00
Bonine, George J., Havre		444 @ 10	44.40
Besancon, Albert, Missoula		240 @ 10	24.00
Bretzke, Lou E., Lustre		924 @ 10	92.40
Bricker, R. C., Windham		350 @ 10	35.00
Brown, Fred M., Bozeman		196 @ 10	19.60
Brown, W. A., Great Falls		198 @ 10	19.80
Buck, Harry H., Kalispell		721 @ 10	72.10
Budas, Albert, Roberts		510 @ 10	51.00
Burrell, Clyde E., Baker		978 @ 10	97.80
Chapman, D. W., Peerless		1220 @ 10	122.00
Chatham, James, Butte		146 @ 10	14.60
Clausen, C. C., Livingston		246 @ 10	24.60
Cooney, Byron E., Butte		146 @ 10	14.60
Curran, Lucy, Poplar		890 @ 10	89.00
Darlington, G. W., Bozeman		196 @ 10	19.60
Dean, Guy, Plains		396 @ 10	39.60
Dellwo, Dennis A., Charlo		356 @ 10	35.60
Doran, Tod, Butte		146 @ 10	14.60
Dougherty, Ralph, Grantsdale		342 @ 10	34.20
Dunn, R. J., Bozeman		196 @ 10	19.60
Ekegren, E. P., Harlem		528 @ 10	52.80
English, M. J., Butte		146 @ 10	14.60
English, Gus, Anaconda		198 @ 10	19.80
Erickson, L. N., Lavina		388 @ 10	38.80
Fairgrieve, Alex, Washoe		622 @ 10	62.20
Flachsenhar, W. B., Terry		850 @ 10	85.00
Freed, Elden, Winnett		540 @ 10	54.00
Fulsher, Dr. Fred R., Superior		364 @ 10	36.40
Goodwin, Phil C., Butte		146 @ 10	14.60
Gordon, Geo. D., Fort Benton		278 @ 10	27.80
Green, Henry R., Lindsay		974 @ 10	97.40
George, W. H., Great Falls		198 @ 10	19.80
Hagestad, Ray M., Wolf Point		846 @ 10	84.60
Hanley, J. W., Lewistown		422 @ 10	42.20
Henderson, M. R., Hall		154 @ 10	15.40
Hodgskiss, J. E., Choteau		316 @ 10	31.60
Jameson, W. J., Jr., Billings		478 @ 10	47.80
Jensen, S. R., Great Falls		198 @ 10	19.80
Jones, Dudley, Dodson		584 @ 10	58.40
Johnson, Elmer, Glasgow		748 @ 10	74.80
Jergensen, Jas. A., Whitehall		224 @ 10	22.40
Kinville, Samuel A., Butte		146 @ 10	14.60
Knight, J. B. C., Anaconda		198 @ 10	19.80

Kruse, Albert H., Brusett	696 @ 10	69.60
Leavens, Robert, Billings	478 @ 10	47.80
Leavitt, W. B., Miles City	770 @ 10	77.00
Lewis, D. J., Sioux Pass	1072 @ 10	107.20
Lillis, B. C., Billings	478 @ 10	47.80
Logan, E. U., Billings	478 @ 10	47.80
Lucas, John W., Ringling	182 @ 10	18.20
Mac Rae, Charles, Woodside	328 @ 10	32.80
Manning, Seth, Wibaux	1004 @ 10	100.40
Marshall, M. R., Missoula	240 @ 10	24.00
Metlen, Joe, Armstead	324 @ 10	32.40
Merritt, Clarence, Roundup	480 @ 10	48.00
Minette, Dr. C. H., Cut Bank	444 @ 10	44.40
Monaghan, Joseph T., Butte	146 @ 10	14.60
Miller, Timothy, Libby	932 @ 10	93.20
Miller, N. O., Roy	509 @ 10	50.90
Moss, G. M., Whitefish	706 @ 10	70.60
Moulton, B. F., Grass Range	494 @ 10	49.40
Murphy, C. F., Anaconda	198 @ 10	19.80
Nelson, Ben, Malta	618 @ 10	61.80
Nelstead, T. E., Ekalaka	1062 @ 10	106.20
Nicholson, Stuart H., McLeod	344 @ 10	34.40
O'Day, R. S., Great Falls	198 @ 10	19.80
Parker, Neil C., Creston	732 @ 10	73.20
Pauley, Sylvan J., Deer Lodge	124 @ 10	12.40
Purnell, S. J., Kalispell	721 @ 10	72.10
Reed, Grant, Townsend	66 @ 10	6.60
Renwick, W. C., Billings	478 @ 10	47.80
Rigg, Peter M., Hingham	514 @ 10	51.40
Roll, Fritz, Great Falls	198 @ 10	19.80
Rolph, Herbert D., Joplin	500 @ 10	50.00
Ross, Thos. A., Chinook	488 @ 10	48.80
Ryder, Arthur, Froid	1024 @ 10	102.40
Sample, Harry A., Glendive	926 @ 10	92.60
Sheffer, J. C., Sanders	638 @ 10	63.80
Shepard, George R., Missoula	240 @ 10	24.00
Simpson, Charles M., Volborg	880 @ 10	88.00
Salyerds, D. C., Lewistown	422 @ 10	42.20
Steeves, M. D., Livingston	246 @ 10	24.60
Sullivan, Henry, Walkerville	146 @ 10	14.60
Thorburn, W. B., Harlowton	296 @ 10	29.60
Tinsley, B., Pony	218 @ 10	21.80
Ueland, Andrew, Outlook	1120 @ 10	112.00
Warren, W. E., Hardin	585 @ 10	58.50
Waite, W. T., Broadus	944 @ 10	94.40
Willard, Dr. Asa, Missoula	240 @ 10	24.00
Willis, Sid, Great Falls	198 @ 10	19.80
Wickware, M. C., Valier	400 @ 10	40.00
Woodcock, John W., Shonkin	278 @ 10	27.80

TOTAL

\$4,687.20

Respectfully submitted,

NEIL C. PARKER, Chairman.

GRANT REED

S. C. ARNOLD

H. E. BENJAMIN

Moved by Reed, duly seconded and carried that the above report be adopted.

The Speaker named the following committees:

Affairs of Cities Committee: Logan, Yellowstone, chairman; Knight, Deer Lodge, vice-chairman; Brown, Gallatin; Flachsenhar, Prairie; Warren, Big Horn; George, Cascade; Hanley, Fergus; Buck, Flathead; Willard, Missoula; Clausen, Park; Mason, Lewis and Clark; Goodwin, Silver Bow; Bonine, Hill; Brown, Cascade; Sullivan, Silver Bow.

Agriculture: Johnson, Valley, chairman; Budas, Carbon, vice-chairman; Ryder, Roosevelt; Nelson, Phillips; Erickson, Golden Valley; Miller, Fergus; Arnold, Stillwater; Wickware, Pondera; Ueland, Sheridan; Lewis, Richland; Henderson, Granite; Gordon, Chouteau; Freed, Petroleum; Rolph, Liberty; O'Day, Cascade.

Banks and Banking: Waite, Powder River, chairman; Leavens, Yellowstone, vice-chairman; Flachsenhar, Prairie; Nelstead, Carter; Budas, Carbon; Miller, Fergus; Sample, Dawson; Warren, Big Horn; Lucas, Meagher; Manning, Wibaux; Brown, Cascade; Bonine, Hill; Miller, Lincoln; Murphy, Deer Lodge; Ballard, Silver Bow.

Appropriations: Reed, Broadwater, chairman; Green, Dawson, vice-chairman; Johnson, Valley; Ryder, Roosevelt; Logan, Yellowstone; Marshall, Missoula; Brown, Gallatin; Hanley, Fergus; Rigg, Hill; Erickson, Golden Valley; Dean, Sanders; Steeves, Park; Brown, Cascade; Nagle, Lewis and Clark; Doran, Silver Bow; Tinsley, Madison; Arnold, Rosebud.

Livestock and Public Ranges: Leavens, Yellowstone, chairman; Waite, Powder River, vice-chairman; Merritt, Musselshell; Moulton, Fergus; Jones, Phillips; Bretzke, Valley; Hodgkiss, Teton; Lucas, Meagher; Pauly, Powell; Ross, Blaine; Simpson, Custer; Nicholson, Sweet Grass; Tinsley, Madison; Metlen, Beaverhead; Arnold, Rosebud.

Dairying: Dougherty, Ravalli, chairman; Steeves, Park, vice-chairman; Anderson, Carbon; Angvick, Sheridan; Purnell, Flathead; Kruss, Garfield; Lillis, Yellowstone; Burrell, Fallon; Warren, Big Horn; Dellwo, Lake; Fulsher, Mineral; Miller, Lincoln; Mason, Lewis and Clark; Rolph, Liberty; Goodwin, Silver Bow.

Printing: Hanley, Fergus, chairman; Moss, Flathead, vice-chairman; Sheffer, Treasure; Bretzke, Valley; Dunn, Gallatin; Benjamin, Toole; Willis, Cascade.

Flachsenhar moved that the House recess until 12:00 noon, or the call of the Chair for the joint meeting to hear the message of His Excellency the Governor. Duly seconded and carried.

HOUSE RESUMED

House resumed at 12:00 noon.

Mr. Speaker in the chair.

The Speaker instructed the Sergeant-at-Arms to notify the Senate that the House was awaiting its presence and to invite the members of the Senate to be seated with the members of the House.

The members of the Senate then appeared and occupied seats accordingly.

The Speaker announced that the Lieutenant Governor, F. A. Hazelbaker, presiding officer of the Senate, would preside over the Joint Session.

The Secretary of the Senate called the roll of the Senate and the Chief Clerk of the House called the roll of the House. A quorum of both Houses being present, the Joint Session convened.

Moved by Flachsenhar that a committee of five be appointed to notify his Excellency the Governor that the members of the Senate and the House were in Joint Session and ready to hear his Message. Seconded and carried.

Lieutenant Governor Hazelbaker appointed Senator Schnitzler, Senator Dowlin, Senator Duncan and Representative Leavens and Representative Nagle.

Lieutenant Governor announced that His Excellency the Governor was ready to appear and deliver his message.

His Excellency, Governor Erickson, then appeared and on being escorted to the Chief Clerk's desk was introduced by Lieutenant Governor Hazelbaker, then delivered his message to the members of the Senate and House in Joint Session assembled.

A committee then escorted the Governor to his chambers.

Moved by Flachsenhar, seconded and carried, that 1000 copies of the Governor's message be printed for distribution.

Moved by Senator Kane, duly seconded and carried, that the Joint Assembly be dissolved and that the members of the Senate retire from the hall of the House.

Moved by Flachsenhar, seconded and carried that the House recess until 2:30 p. m.

HOUSE RESUMED

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Flachsenhar of Prairie asked that Wilson of Lewis and Clark be excused on account of illness. Excused by Speaker.

Moved by Flachsenhar that Mr. Speaker appoint a special committee of five for the purpose of examining data and information relative to our Judicial Districts and Judges in Montana as provided in the Report of Special Committee under House Resolution No. 5 of the 20th Legislative Assembly and spread at length on the House Journal of the 20th Session, page 637. Seconded and carried.

Moved by Flachsenhar that Mr. Speaker appoint a committee of three to arrange for the printing and distribution of the daily synopsis and semi-weekly status sheets and that they be further authorized to incur the necessary expenses therefor. Seconded and carried.

The Speaker appointed Sample of Dawson; Arnold of Stillwater; Dougherty of Ravalli; Miller of Fergus and Besancon of Missoula on the Special Committee to examine data relative to our Judicial Districts and Judges in Montana as provided in the Report of the Special Committee under House Resolution No. 5 of the 20th Legislative assembly.

The Speaker appointed Flachsenhar of Prairie; Johnson of Valley and Nagle of Lewis and Clark on the committee to arrange for the printing and distribution of the daily synopsis and semi-weekly status sheets.

INTRODUCTION OF BILLS AND MEMORIALS

House Bill No. 1, introduced by Reed without previous notice, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 1, introduced by Reed: A Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem to the members of the Twenty-first Legislative Assembly of the State of Montana and per diem to the officers and attaches of the Twenty-first Legislative Assembly of the State of Montana and for incidental expenses of the Twenty-first Legislative Assembly of the State of Montana."

Reed, Chairman of Committee on Appropriations requested the committee be excused immediately.

Speaker excused Committee on Appropriations.

Moved by Reed, duly seconded and carried that House revert to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations reported on House Bill No. 1, as follows: "We, your Committee on Appropriations having had under consideration House Bill No. 1, introduced by Reed.

"A Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem to the members of the Twenty-first Legislative Assembly of the State of Montana and per diem to the officers and attaches of the Twenty-first Legislative Assembly of the State of Montana and for incidental expenses of the Twenty-first Legislative Assembly of Montana," respectfully report as follows: That House Bill No. 1 do pass. Reed, Chairman.

Moved by Reed, duly seconded and carried that the Report from the Committee on Appropriations be adopted as read.

Reed moved to Order of Business No. 6.

Moved by Reed, duly seconded and carried, that House Bill No. 1 be reported correctly printed and placed upon General Orders.

Flachsenhar moved to Order of Business No. 10.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved that the House resolve itself into a Committee of the Whole for consideration of General Orders. Seconded and carried.

Leavens in the chair.

Committee arose.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 1, respectfully report as follows: That House Bill No. 1, do pass.

LEAVENS, Chairman."

Moved by Leavens, duly seconded and carried, that the Report of the Committee of the Whole be adopted.

Reed moved House revert to Order of Business No. 6.

Reed moved that House Bill No. 1 be reported correctly engrossed and placed upon third reading. Seconded and carried.

Reed moved to Order of Business No. 9.

THIRD READING OF HOUSE BILLS

House Bill No. 1, introduced by Reed, having been read three several times, and title and history agreed upon, was passed by the following vote:

Ayes: Angvick, Anderson, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Besancon, Bretzke, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, George, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Johnson, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nestead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Salyerds, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Waite, Willis, Wickware, Wilson, Woodcock, Mr. Speaker. Total 100.

Noes: None.

Flachsenhar moved that the House adjourn until Wednesday at 11:00 a. m. January ninth.

Seconded and carried.

R. C. BRICKER Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRD DAY

House of Representatives
Helena, Montana, January 9, 1929.

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members were found to be present.

The Journal Committee reported as follows:

"Mr. Speaker: "We, your Committee on Journal, having examined the Journal for the second legislative day and find the same to be correct."

G. W. DARLINTON, Chairman.

Moved by Darlinton, seconded and carried, that the report of Committee on Journal be adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Jones: A Bill for an Act entitled: "An Act to amend Section 2215, Revised Codes of Montana, 1921, Political Code, as amended by Section 2 of Chapter 85 of the laws of the Twentieth Legislative Assembly relating to the title conveyed by a tax deed."

By Johnson: A Bill for an Act entitled: "An Act to amend Chapter 174 the laws of 1925, relating to the delivery of grain by public warehousemen, the duty and liability of warehousemen and the duties of the grain inspector."

REPORTS OF STANDING COMMITTEES

Committee on Employment reported as follows:

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

Position	Name
Assistant Post Mistress	Mrs. Earl Angle
Janitor	George H. Chapman
Stenographer	Mary Clark
Stenographer	Gladys Olson
Stenographer	Minnie Milligan
Stenographer	Irene Milligan
Stenographer	Auguste Seichau
Telephone Operator	Miram Peter
Proof Reader	Elmo Stephens
Doorkeeper	Percy H. Park
Doorkeeper	Alec Sweeney
Clerk in Sergeant-at-Arms Office	Helen Duduck
Mailing and Filing Clerk	Alfred Edward Heikkila
Assistant Engrossing Clerk	Amanda Packer
Secretary to Chief Clerk	Ruth Benson
Watchman	Lewis Paulson
Assistant Printing Clerk	Venzle Rinda
Head Janitor	Albert Tovey
Page	Harold McLaughlin
Page	Clifford Dougherty
Page	Lauren A. Rice
Page	John McDonald
Stenographer	Ann Amy Erb

RYDER, Chairman.

Committee on Employment reported as follows:

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

Position	Name
Assistant Printing Clerk	Paul Pickering
Elevator Operator	George Redding
Assistant Bill Clerk	A. D. Knowles, Jr.
Assistant Enrolling Clerk	Reed Lanway
Janitor	Robert Dawson
Stenographer	Helen Brook Herford
Stenographer	Margaret Johnson
Assistant Journal Clerk	Thelma Lewis
Watchman	Max G. Lehman
Elevator Operator	Bud Barrett
Stenographer	Mary Dragoys
Stenographer	Marcia Orr
Stenographer	Esther Slonan
Stenographer	Lela Lingshire
Stenographer	Georgia Conley
Stenographer	Lavina D'Autremont
Assistant Telephone Operator and Proof Reader	Kathryn Moon
Stenographer	Marguerite Campbell
Proof Reader	Elizabeth Drake
Clerk of Appropriations	Herman Sperling
Proof Reader	Margaret McManus
Stenographer	Hazel E. Van Landingham
Stenographer—Judiciary Committee	Letha O'Neal
Janitor	Joseph Schwallier

RYDER, Chairman.

Mover by Ryder, duly seconded and carried, that the above reports be adopted.

INTRODUCTION OF BILLS AND MEMORIALS

The following bills were introduced, read first and second times, by title only and referred to committees as follows:

H. B. No. 2, By Arnold of Stillwater: A Bill for an Act entitled: "An Act to amend Section 1674 of the Revised Codes of Montana of 1921 and providing for abolition of special road districts." Highways Committee.

H. B. No. 3, By Besancon and Tinsley: A Bill for an Act entitled: "An Act to amend Sections 715, 716 and 720 Revised Codes 1921 and Section 717 as amended by Chapter 151 Session Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries." Committee on Privileges and Elections.

H. B. No. 4, by Willard, Shepard, Marshall and Besancon: A Bill for an Act entitled: "An Act to amend Section 1276 of the Revised Codes of Montana of 1921 relating to the issuance of County bonds for the erection or purchase of buildings for High School purposes and the equipment thereof, or for other High School buildings, purchasing of sites and providing the limitation and procedure and submitting such question to the electors of the county." Committee on Education.

H. B. No. 5, by Marshall, Willard, Shepard and Besancon: A Bill for an Act entitled: "An Act to amend Section 1275 Revised Codes of Montana 1921 as amended by Chapter 69 of the Session Laws of 1923 and thereafter amended by Chapter 107 of the Session Laws of 1925, relating to County High School tax levy and the distribution thereof." Committee on Revenue and Taxation.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, duly seconded and carried, that the Committees on Appropriations and Revenue and Taxation be increased to 17 in number of members.

Resolution by Dellwo, seconded and carried:

"Mr. Speaker: Whereas, two esteemed members of the Assembly are incapacitated by illness, Be It Resolved, that a committee of three be appointed to extend to Willard of Missoula and Moss of Flathead the felicitations of the Assembly and to send appropriate bouquets to them."

Speaker appointed Budas of Carbon, Shepard of Missoula and Dellwo of Lake to constitute the select Committee.

H. R. No. 1, by Johnson, read first and second times and referred to Committee on State Board and Officers.

Whereas, the gasoline tax refund has grown to be of vast importance to Montana as a whole and our agricultural section in particular, and

Whereas, many farmers have complained of an undue delay in securing action on their refund claims: and

Whereas, in justice to all concerned;

THEREFORE BE IT RESOLVED, by this Twenty-first Legislative Assembly of Montana that we desire full and complete investigation of this situation, that our Speaker be, and is, hereby directed to appoint a committee of three to make an investigation of this situation.

BE IT FURTHER RESOLVED, that said Committee is hereby directed to report their findings, together with any recommendations they may deem proper, to improve this situation;

BE IT FURTHER RESOLVED, this Committee is directed to make their report at their earliest convenience, but in any event not later than January twenty-fifth, 1929.

The Speaker announced the appointment of the following Committees:

Irrigation and Water Rights: Lillis, Yellowstone, Chairman; Brown, Gallatin, Vice-Chairman; Budas, Carbon; Moulton, Fergus; Leavitt, Custer; Henderson, Granite; MacRae, Ravalli; Parker, Flathead; Sheffer, Treasurer; Wickware, Pondera; Ekegren, Blaine; Metlen, Beaverhead; Tinsley, Madison; Dellwo, Lake; Bonine, Hill.

Horticulture: Hodgkiss, Teton, Chairman; Marshall, Missoula, Vice-Chairman; Roll, Cascade; Ueland, Sheridan; Dougherty, Ravalli; Henderson, Granite; Parker, Flathead; Hagestad, McCone; Kruse, Garfield; Lewis, Richland; Gordon, Chouteau; Chapman, Daniels; Cooney, Silver Bow; Besancon, Missoula; Dellwo, Lake.

Public Morals, Charities and Reforms: Willard, Missoula, Chairman; Curran, Roosevelt, Vice-Chairman; Angvick, Sheridan; Anderson, Carbon; Wickware, Pondera; Roll, Cascade; Ekegren, Blaine; Freed, Petroleum; Hagestad, McCone; Jensen, Cascade; Woodcock, Chouteau; Barry, Silver Bow; Nagle, Lewis and Clark; Ballard, Silver Bow; Chatham, Silver Bow.

State Lands: Nelstead, Carter, Chairman; Darlington, Gallatin, Vice-Chairman; Waite, Powder River; Salyerds, Fergus; Burrell, Fallon; Simpson, Custer; Dean, Sanders; Hodgkiss, Teton; Budas, Carbon; Ueland, Sheridan; Tinsley, Madison; Chapman, Daniels; Metlen, Beaverhead; Nicholson, Sweet Grass; O'Day, Cascade.

Moved by Flachsenhar, duly seconded and carried, that the House adjourn until 11:00 a. m. Thursday, January tenth.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FOURTH DAY

House of Representatives
Helena, Montana, January 10, 1929

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the Chair.

Invocation by Chaplain.

On roll call all members present except: Hanley absent, Murphy absent.

The Journal Committee reported as follows:

Mr. Speaker: "We, your Committee on Journal, having examined the Journal for the third legislative day find the same to be correct."

DARLINTON, Chairman.

Moved by Darlington, duly seconded and carried that the Report of Committee on Journal be adopted.

Mr. Speaker announced committee appointments as follows:

Apportionment and Representation: Erickson, Golden Valley, Chairman; Lewis, Richland, Vice-chairman; Henderson, Granite; George, Cascade; Budas, Carbon; English, Silver Bow; Minette, Glacier.

Constitutional Amendments: Rigg, Hill, Chairman; Jameson, Yellowstone, Vice-chairman; Knight, Deer Lodge; Fairgrieve, Carbon; Shepard, Missoula; Leavitt, Custer; Barry, Silver Bow; O'Day, Cascade; Gordon, Chouteau.

Corporations other than Municipal: Lucas, Meagher, Chairman; Sample, Dawson, Vice-chairman; Logan, Yellowstone; Jergensen, Jefferson; Waite, Powder River; Doran, Silver Bow; English, Silver Bow.

Development and Publicity: Budas, Carbon, Chairman; Buck, Flathead, Vice-chairman; Hanley, Fergus; Angvick, Sheridan; Dean, Sanders; Lillis, Yellowstone; Manning, Wibaux; Arnold, Rosebud; Cooney, Silver Bow; Freed, Petroleum; Gordon, Chouteau.

Education: Marshall, Missoula, Chairman; Flachsenhar, Prairie, Vice-chairman; Leavitt, Custer; Curran, Roosevelt; Dougherty, Ravalli; Miller, Fergus; Jameson, Yellowstone; Purnell, Flathead; Lewis, Richland; Hagestad, McCone; Woodcock, Chouteau; Dellwo, Lake; Goodwin, Silver Bow; Kinkille, Silver Bow; Rolph, Liberty.

Equal Suffrage: Curran, Roosevelt, Chairman; Hagestad, McCone; Roll, Cascade; Ballard, Silver Bow; Chapman, Daniels.

Fairs and Expositions: Renwick, Yellowstone, Chairman; Wilson, Lewis and Clark, Vice-chairman; Parker, Flathead; Ross, Blaine; Leavens, Yellowstone; Miller, Fergus; Simpson, Custer; Roll, Cascade; Kinville, Silver Bow; Willis, Cascade; Mason, Lewis and Clark; Besancon, Missoula; Chapman, Daniels.

Federal Relations: Buck, Flathead, Chairman; Dean, Sanders, Vice-chairman; Green, Dawson; Ross, Blaine; Waite, Powder River; Sample, Dawson; Jergensen, Jefferson; Logan, Yellowstone; MacRae, Ravalli; Doran, Silver Bow; Nicholson, Sweet Grass; Woodcock, Chouteau.

Fish and Game: Nelson, Phillips, Chairman; Arnold, Stillwater, Vice-chairman; Buck, Flathead; Lucas, Meagher; Dunn, Gallatin; Angvick, Sheridan; Wilson, Lewis and Clark; Henderson, Granite; Ekegren, Blaine; English, Deer Lodge; Miller, Lincoln; Willis, Cascade; Sullivan, Silver Bow; Minette, Glacier; Fulsher, Mineral.

Highways: Moss, Flathead, Chairman; George, Cascade, Vice-Chairman; Green, Dawson; Darlington, Gallatin; Johnson, Valley; Lillis, Yellowstone; Willard, Missoula; Steeves, Park; Nelstead, Carter; Salyerds, Fergus; Wilson, Lewis and Clark; Ballard, Silver Bow; Minette, Glacier; Arnold, Rosebud; Fulsher, Mineral.

Conservation of Resources: Roll, Cascade, Chairman; Dunn, Gallatin, Vice-Chairman; MacRae, Ravalli; Manning, Wibaux; Rigg, Hill; Kinville, Silver Bow; Miller, Lincoln; Nicholson, Sweet Grass; Sullivan, Silver Bow.

Improvements and Manufacturing: Erickson, Golden Valley, Chairman; Marshall, Missoula; Manning, Wibaux; Metlen, Beaverhead; English, Silver Bow.

Insurance: Sample, Dawson, Chairman; Darlinton, Gallatin, Vice-Chairman; Miller, Fergus; George, Cascade; Buck, Flathead; Sheffer, Treasure; Willard, Missoula; Renwick, Yellowstone; Pauly, Deer Lodge; Besancon, Missoula; Doran, Silver Bow; Mason, Lewis and Clark; Goodwin, Silver Bow; Woodcock, Chouteau; Brown, Cascade.

Internal Improvements: Angvick, Sheridan, Chairman; Clausen, Park; English, Deer Lodge; Chatham, Silver Bow; Fulsher, Mineral.

Judiciary: Leavitt, Custer, Chairman; Flachsenhar, Prairie, Vice-chairman; Jameson, Yellowstone; Knight, Deer Lodge; Rigg, Hill; Shepard, Missoula; Manning, Wibaux; Leavens, Yellowstone; Sample, Dawson; Pauly, Powell; Ross, Blaine; Monoghan, Silver Bow; Nagle, Lewis and Clark; Besancon, Missoula; English, Silver Bow.

Labor: Fairgrieve, Carbon, Chairman; Merritt, Musselshell, Vice-chairman; Shepard, Missoula; Sheffer, Treasure; Thorburn, Wheatland; Moss, Flathead; Brown, Gallatin; Nelson, Phillips; Clausen, Park; Hagestad, McCone; Willis, Cascade; Benjamin, Toole; Besancon, Missoula; English, Silver Bow; Sullivan, Silver Bow.

Libraries: Curran, Roosevelt, Chairman; Lillis, Yellowstone; Willard, Missoula; Jensen, Cascade; Barry, Silver Bow.

Military Affairs: Wilson, Lewis and Clark, Chairman; Bretzke, Valley, Vice-chairman; Thorburn, Wheatland; Hanley, Fergus; Nelstead, Carter; Leavens, Yellowstone; Clausen, Park; Hodgskiss, Teton; Purnell, Flathead; Kruse, Garfield; Ross, Blaine; Jergensen, Jefferson; Ryder, Roosevelt; Jameson, Yellowstone; Kinville, Silver Bow.

Mines and Mining: Jergensen, Jefferson, Chairman; Moulton, Fergus, Vice-chairman; Reed, Broadwater; Wilson, Lewis and Clark; Knight, Deer Lodge; Fairgrieve, Carbon; English, Deer Lodge; Dean, Sanders; Murphy, Deer Lodge; Monoghan, Silver Bow; Willis, Cascade; English, Silver Bow; Miller, Lincoln; Sullivan, Silver Bow; Jensen, Cascade.

New Counties and Divisions: Clausen, Park, Chairman; Ekegren, Blaine, Vice-chairman; Dougherty, Ravalli; Anderson, Carbon; Erickson, Golden Valley; Hagestad, McCone; Wickware, Pondera; Arnold, Rosebud; Ballard, Silver Bow; Woodcock, Chouteau; Rolph, Liberty.

Petroleum, Oil and Gas: Moulton, Fergus, Chairman; Sample, Dawson, Vice-chairman; Arnold, Stillwater; Reed, Broadwater; Renwick, Yellowstone; Thorburn, Wheatland; Warren, Big Horn; Jones, Phillips; Burrell, Fallon; Brown, Cascade; Murphy, Deer Lodge; Barry, Silver Bow; Benjamin, Toole; Minette, Glacier; Freed, Petroleum.

Privileges and Elections: Knight, Deer Lodge, Chairman; Pauly, Powell, Vice-chairman; Ueland, Sheridan; Nelson, Phillips; Parker, Flathead; Warren, Big Horn; MacRae, Ravalli; Tinsley, Madison; Barry, Silver Bow; Chapman, Daniels; Ballard, Silver Bow.

Public Health and Sanitary Affairs: Thorburn, Wheatland, Chairman; Sheffer, Treasure, Vice-chairman; George, Cascade; Warren, Big Horn; Steeves, Park; Simpson, Custer; Willard, Missoula; Mason, Lewis and Clark; Cooney, Silver Bow; Fulsher, Mineral; Lewis, Richland; Minette, Glacier.

Public Safety: Steeves, Park, Chairman; Miller, Fergus, Vice-chairman; Burrell, Fallon; Buck, Flathead; Ekegren, Blaine; Lucas, Meagher; Angvick, Sheridan; Ballard, Silver Bow; Freed, Petroleum.

Public Utilities and State Commissions: Salyerds, Fergus, Chairman; Purnell, Flathead, Vice-chairman; Kruse, Garfield; Dean, Sanders; Roll, Cascade; Cooney, Silver Bow; Kinville, Silver Bow.

Railroads and Transportation: Green, Dawson, Chairman; Thorburn, Wheatland, Vice-chairman; Moss, Flathead; Logan, Yellowstone; Salyerds, Fergus; Darlinton, Gallatin; Kruse, Garfield; Shepard, Missoula; Simpson, Custer; Waite, Powder River; Pauly, Powell; Murphy, Deer Lodge; Jensen, Cascade; Fulsher, Mineral; Monaghan, Silver Bow.

Revenue and Taxation: Jameson, Yellowstone, Chairman; Jones, Phillips, Vice-chairman; Bretzke, Valley; Flachsenhar, Prairie; Leavitt, Custer; Rigg, Hill; Arnold, Stillwater; Shepard, Missoula; Ryder, Roosevelt; Hodgskiss, Teton; Merritt, Musselshell; English, Deer Lodge; Nagle, Lewis and Clark; Benjamin, Toole; Dellwo, Lake; Cooney, Silver Bow; Metlen, Beaverhead.

State Boards and Officers: Jones, Phillips, Chairman; Johnson, Valley, Vice-chairman; Ryder, Roosevelt; Flachsenhar, Prairie; Leavitt, Custer; Reed, Broadwater; Merritt, Musselshell; Logan, Yellowstone; Brown, Cascade; Darlinton, Gallatin; Green, Dawson; Marshall, Missoula; Nelstead, Carter; Dellwo, Lake; Kinville, Silver Bow.

State Institutions, Public Buildings and Grounds: Arnold, Stillwater, Chairman; Brown, Gallatin, Vice-chairman; Purnell, Flathead; Burrell, Fallon; Hanley, Fergus; Jergensen, Jefferson; Logan, Yellowstone; English, Deer Lodge; Chatham, Silver Bow; Nicholson, Sweet Grass; Monaghan, Silver Bow; O'Day, Cascade; Benjamin, Toole.

Townships and Counties: Bretzke, Valley, Chairman; Renwick, Yellowstone, Vice-chairman; Parker, Flathead; Curran, Roosevelt; Dougherty, Ravalli; Salyerds, Fergus; Ueland, Sheridan; Wickware, Pondera; Anderson, Carbon; Chatham, Silver Bow; O'Day, Cascade; Nicholson, Sweet Grass; Mason, Lewis and Clark; Rolph, Liberty; Woodcock, Chouteau.

Waterways and Navigation: Moss, Flathead, Chairman; Renwick, Yellowstone; Gordon, Chouteau; Goodwin, Silver Bow; Bonine, Hill.

Ways and Means: Dunn, Gallatin, Chairman; Nelson, Phillips, Vice-chairman; Renwick, Yellowstone; Jergensen, Jefferson; Curran, Roosevelt; Lillis, Yellowstone; Kruse, Garfield; Anderson, Carbon; Burrell, Fallon; Clausen, Park; Ekegren, Blaine; Besancon, Missoula; Bonine, Hill; Chatham, Silver Bow; Chapman, Daniels.

Workmen's Compensation: Miller, Fergus, Chairman; Jones, Phillips, Vice-chairman; Steeves, Park; Dunn, Gallatin; Merritt, Musselshell; Moss, Flathead; Moulton, Fergus; Fairgrieve, Carbon; English, Deer Lodge; Miller, Lincoln; Doran, Silver Bow; Nagle, Lewis and Clark; Jensen, Cascade; Murphy, Deer Lodge; Monaghan, Silver Bow.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Darlinton, Brown of Gallatin and Dunn: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Gallatin County, Montana, and to amend Section 4320 of the Revised Codes of Montana, 1921 relating thereto."

By Leavitt: A Bill for an Act entitled: "An Act relating to tax deeds providing the method and procedure to be followed in applying for the tax deed and for the issuance thereof by the County Treasurer; the redemption of said lands from the tax sale, the form of deed to be issued and the title conveyed thereby, and repealing Sections 2209, 2210, Section 2211, as amended by Chapter 48 of the Laws of the 18th Legislative Assembly, Sections 2212, and 2213; and Sections 2214 and 2215, as amended by Sections 1 and 2 of Chapter 85 of the Session Laws of the Twentieth Legislative Assembly."

By Leavitt: A Bill for an Act entitled: "An Act to amend Section 2191 of the Revised Codes of Montana of 1921 relating to sale of lands for delinquent taxes."

REPORTS OF SELECT COMMITTEES

The following report of Select Committee was received:

Mr. Speaker: Your Select Committee for sick members begs to report that flowers were sent to our two sick members, also telegrams to both Honorable Asa Willard and G. M. Moss.

Committee,
BUDAS,
DELLWO,
SHEPARD.

INTRODUCTIONS OF BILLS AND MEMORIALS

The following bill was introduced, read first and second times by title only and referred to committee:

H. B. No. 6, by Jones: A Bill for an Act entitled: "An Act to amend Section 2215, Revised Codes of Montana, 1921, Political Code as amended by Section 2 of Chapter 85 of the Laws of the Twentieth Legislative Assembly relating to the title conveyed by a tax deed." Referred to Judiciary Committee.

MOTIONS AND RESOLUTIONS

"Mr. Speaker: I move that no letters, pamphlets or any other communications, which are unsigned, shall be placed upon the desks of the House Members or in the chambers of corridors of the House, without the approval of the Speaker, Floor Leader or Sergeant-at-Arms.

FLACHSENHAR.

Above motion duly seconded and carried.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

Helena, Montana, January 9, 1929

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion of Senator Goodman was duly seconded and carried:

"That a committee of three Senators to act with a like committee from the House shall be appointed for the purpose of investigating the receipts and expenditures of the greater University of the State of Montana for the years 1927 and 1928, and to report the sources of all income of such institution and a detailed statement of the expenditures of each department of each unit."

J. F. CONE, Secretary of the Senate.

Flachsenhar requested House revert to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

"Mr. Speaker:

I move that a committee of three be appointed to act with a like committee from the Senate authorized January 9, 1929, for the purpose of investigating the receipts and expenditures of the greater University of the State of Montana for the years 1927 and 1928, and to report the sources of all income of such institution and a detailed statement of the expenditures of each department of each unit."

FLACHSENHAR.

The above motion duly seconded and carried.

Moved by Flachsenhar, seconded and carried, that the House recess until 11:45.

HOUSE RESUMED

House resumed at 11:45.

Mr. Speaker in the Chair.

Speaker announced the appointment of a Select Committee to act jointly with the Senate Committee as follows: Knight, Brown of Gallatin, and Dellwo.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

Bill by Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act to amend Section 1271. 1, Chapter 101 of the Revised Codes of Montana, Supplement of 1923-1927 Relating to High School Dormitories."

Bill by Miller of Fergus, Moulton, Hanley and Salyerds: A Bill for an Act entitled: "An Act to amend Section 1309, Chapter 102, of the Revised Codes of 1921, Relating to the Junior College and the use of the Common School Funds for the Support of a Junior College."

Bill by Miller, Salyerds, Moulton and Miller of Fergus: A Bill for an Act entitled: "An Act to amend Section 1294 of Chapter 101 of the Revised Codes of Montana, 1921."

Flachsenhar moved that House recess until 2 p. m. Seconded and carried.

HOUSE RESUMED

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

There being no objections the House took up order of Business No. 6.

MOTIONS AND RESOLUTIONS

"Mr. Speaker:

I move that Rule 8 of the House on Committees be amended to include a Committee on Aviation." Flachsenhar.

Above motion duly seconded and carried. Referred to Committee on Rules, Joint Rules and Order of Business.

REPORT OF STANDING COMMITTEES

"Mr. Speaker:

We, your Committee on Enrolling beg leave to report the following bills correctly enrolled. House Bill No. 1.

CLARENCE MERRITT, Chairman.

Moved by Merritt, duly seconded and carried that the Report of the Enrolling Committee be adopted.

Mr. Speaker gave notice that he was about to sign House Bill No. 1 and thereupon signed same.

COMMUNICATIONS FROM THE SENATE

The following communications were received from the Senate:

Mr. President: I am directed by the Senate to inform your Honorable Body that the Committee on Rules this day made the following report:

Helena, Montana, January 10, 1929.

We, your Committee on Rules, hereby recommend that Senate Rule No. 15, be amended so as to include an additional committee, to be known as "Aviation" and to have membership of five.

J. F. CONE, Secretary of the Senate.

Helena, Montana, January 10, 1929.

Mr. President: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day appointed the following Senators: Stewart, Gilboe and Goodman, to act with a like number of Representatives appointed by the House as a joint committee for the purpose of complying with the motion of Senator Goodman of Broadwater.

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 10, 1929.

Mr. President: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were hereby given:

By Garber: A Bill for an Act entitled: "An Act to amend Sections 853 and 858, Revised Codes of Montana, 1921, relating to the powers and duties of the State Board of Education in connection with the University of Montana."

By Keeley: A Bill for an Act prescribing the salaries to be paid unto Justices of the Supreme Court and judges of the District Courts: and providing for the retirement of such Judicial Officers with compensation after years of honorable service.

By Church: An Act to authorize public cemetery associations to adopt rules and regulations creating endowment funds for the perpetual care of cemeteries; to levy and collect assessments on vacant portions of blocks or lots heretofore sold for the purpose of providing for the care of such lots or blocks for non-payment of such assessments, and from the proceeds of such sales to create an endowment fund for the perpetual care of such blocks or lots.

J. F. CONE,
Secretary of the Senate.

UNFINISHED BUSINESS

Nelson, chairman Fish and Game Committee, requested the Committee be excused until Friday morning but reported as present on roll call.

There being no objection, so ordered by the Speaker.

Flachsenhar requested that George of Cascade and Knight of Deer Lodge be excused until Monday morning, January fourteenth.

There being no objection, so ordered by the Speaker.

Moved by Flachsenhar, duly seconded and carried that House adjourn until Friday January eleventh at 10:30 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTH DAY

House of Representatives
Helena, Montana, January 11, 1929

House met pursuant to adjournment at 10:30 a. m.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present.

Report of Journal Committee:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fourth legislative day, find the same to be correct.

G. W. DARLINTON, Chairman.

Darlington moved report by Committee on Journal be adopted. Seconded and carried.

COMMUNICATIONS AND PETITIONS

Communications were received from the following and read by the clerk:

Mr. and Mrs. Asa Willard of Missoula acknowledged receipt of the flowers which the Select Committee of the House had sent to Mr. Willard.

Mr. J. Roy Bowers announced meeting of the Helena Aerie of Eagles at their Hall on South Main Street Sunday evening, January thirteenth at 8 p. m.

NOTICES

By Buck: A Bill for an Act entitled: "An Act to amend Section 5232 of the Revised Codes of Montana 1921, providing for bids for work and award of contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself bid on the work."

By Buck: A Bill for an Act entitled: "An Act to amend Section 5244 of the Revised Codes of Montana 1921, providing for the construction of Sidewalks and Curbs without formation of special improvement district by allowing engineering construction to be included in the cost of the work."

By Buck: A Bill for an Act entitled: "An Act to amend Section 5306 of the Revised Codes of Montana 1921, providing for the discontinuance of streets by the council, by allowing the same to be done upon the petition of only the owners of lots on the portion of the street or alley to be closed."

By Moss and Besancon: A Bill for an Act entitled: "An Act to amend Sections 2912, 2913, 2914, 2915, 2918, 2920, 2921, 2994 and 2995 of the Revised Codes of Montana 1921 as amended by Chapter 121 Session Laws 1925, relating to the Workmen's Compensation Law; and providing compensation for Injury Producing Temporary Total Disability, Compensation for Injury Producing Total Disability permanent in Character, Compensation for Partial Disability, Compensation for Injury Causing Death, Specifying Date from which Compensation may be Paid, Providing Compensation for Certain Specified Injuries, Defining Hernia Cases, Fixing Amount of Deposit by Employers under Plan Three, Specifying the Manner and Time for Making Payment of Premium Assessments, and Repealing all Acts and parts of Acts in so far as the same may conflict herewith."

REPORTS OF STANDING COMMITTEES

The Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration motion of Flachsenhar of Prairie to amend Rule 8 of the House to include a Committee on Aviation, respectfully report as follows: That Rule 8 on Committees of the House be amended to include a Committee on Aviation and that the Committees under this Rule be renumbered accordingly, do pass.

JOHNSON, Vice-Chairman.

Johnson, moved adoption of Report. Seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS

The following bills were introduced, read first and second times by title and referred to committees as follows:

H. B. No. 7, By Moulton, Miller of Fergus, Hanley and Salyerds: A Bill for an Act entitled: "An Act to amend Section 1294 of Chapter 101

of the Revised Codes of Montana, 1921." Referred to Committee on Education.

H. B. No. 8. By Moulton, Miller of Fergus, Hanley and Salyerds: A Bill for an Act entitled: "An Act to amend Section 1271. 1, Chapter 101 of the Revised Codes of Montana, Supplement of 1923-1927 Relating to High School dormitories." Referred to Committee on Education.

H. B. No. 9, By Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act to amend Section 1309, Chapter 102, of the Revised Codes of 1921, relating to the Junior College and the use of the Common School Funds for the support of a Junior College. Referred to Committee on Revenue and Taxation.

MOTIONS AND RESOLUTIONS

The following resolution introduced by Committee on Appropriations, without notice, was read in full by the clerk:

H. R. No. 2, offered by the Committee on Appropriations:

Whereas, it appears that the moneys appropriated for the maintenance of the Vocational School for Girls has already been exhausted; that unpaid claims of said school now amount to approximately \$2775, and a deficiency appropriation therefor of \$14,000 has been requested in order to operate the said school until July 1, 1929;

And Whereas, according to the information available, the per capita cost of operating and maintaining the Vocational School for Girls has increased from \$1.18 for the year 1923-24, \$1.26 for the year 1924-25, \$1.80 1925-26, \$1.50 1926-27, \$1.75 1927-28 to \$2.56 for the first five months of the year 1928-29;

And Whereas, it also appears that the cost of operation and maintenance of the State School for the Deaf and Blind at Boulder, Montana, is excessive, and that the method employed in carrying on its farming operations and keeping its livestock equals or exceeds the actual returns received therefrom, and that the system of accounting used at said school is inefficient and not properly kept in order that a true condition of the operation thereof can be ascertained;

And Whereas, in order to determine whether or not the Vocational School and the State School for the Deaf and Blind are being conducted in an efficient and economical manner, it is advisable that the operation of each of the above said schools be investigated;

Now Therefore, be it resolved that the operation of the Vocational School and the State School for the Deaf and Blind be investigated; that these respective matters be referred to the proper standing committee of this House, and that such committee be directed to make a full and complete investigation of each of said schools, and for that purpose the said committee, or its sub-committee to which the said matter may be referred, shall have the authority to call and compel the attendance of witnesses to administer oaths and take testimony, if necessary, and that said committee report its findings and recommendations to this House not later than January 22, 1929.

Appropriation Committee,

By REED, Chairman.

Moved by Reed, seconded and carried, that H. R. No. 2, be adopted. Referred to Committee on State Boards and Officers.

Speaker announced Committee on Aviation as follows:

Flachsenhar of Prairie, Chairman; Sample of Dawson, Vice-chairman; Roll of Cascade, Wilson of Lewis and Clark, Renwick of Yellowstone, Hanley of Fergus, Clausen of Park, Purnell of Flathead, Brown of Gallatin, Bretzke of Valley, Barry of Silver Bow, Minette of Glacier, Besancon of Missoula.

Motion by Flachsenhar, seconded and carried, that the house adjourn until Monday, January fourteenth at 2 p. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

EIGHTH DAY

House of Representatives
Helena, Montana, January 14, 1929.

House convened pursuant to adjournment at 2:00 p. m.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except: Dellwo, absent; Rolph, absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the fifth legislative day find same to be correct.

G. W. DARLINTON, Chairman.

On motion of Darlington, report adopted.

COMMUNICATIONS AND PETITIONS

United States Veterans Hospital,

Fort Harrison, Mont.
January 10, 1929.

Mr. R. C. Bricker,
Speaker of the House,
Montana Legislative Assembly,
State Capitol,
Helena, Montana.
Dear Sir:

It is extremely probable that at some time during the present session of the legislature, members of your honorable body will desire to visit the hospital for the purpose of conferring with their constituents.

It gives me great pleasure to extend to you an invitation to visit the hospital at the convenience of the individual members, so that you may not only visit our disabled comrades, but that you may learn at first hand of the work we are trying to do here."

Very truly yours,
H. C. Watts, M. D.
Medical Officer in Charge.

Montana League of Women Voters,
Helena, Montana, January 10, 1929.

Hon. R. C. Bricker,
Speaker, House of Representatives,
Dear Sir:

The State Convention of the Montana League of Women Voters is to be held in Helena the 16th, 17th and 18th. It has been a custom for some years to ask for the use of your assembly room for one evening meeting when we feature our national speakers. Would you allow us the use of the House Chamber for the evening of January 16th.

Sincerely,
Mrs. E. K. Bowman,
President Montana League of Women Voters.

Moved by Flachsenhar, duly seconded and carried that the House permit the Montana League of Women Voters to use the House Assembly room the evening of January sixteenth.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Leavitt: A Bill for an Act entitled: "An Act to amend Section 10480 and Section 10485 of the Revised Codes of the State of Montana, 1921, relating to allowance for dependent children under the Mothers' Pension Act, designating the county by whom such allowance shall be paid, and repealing all Acts and parts of Acts in conflict herewith."

By Leavitt: A Bill for an Act entitled: "An Act to repeal Sections 12075, and 12077 of the Revised Codes of Montana of 1921 relating to indeterminate sentence and parole."

By Johnson: A Bill for an Act entitled: "An Act to amend Section 188 of the Revised Codes of the State of Montana, 1921, relating to the official bonds of the State Treasurer, his Chief Deputy, Chief Clerk, and Assistant Chief Clerk."

By Johnson: A Bill for an Act entitled: "An Act to amend Section 591 of the Revised Codes of Montana, 1921, relating to compensation of Election Officers, increasing such compensation from forty to seventy-five cents per hour."

By Steeves and Clausen: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto."

By Leavens: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Historical Library Building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purpose, secured by Lands embraced in the Federal Land Grant made to the State for public buildings at the Capital of the State, and the proceeds therefrom; enabling the State to receive gifts for the betterment and support of such building, and repealing in part Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission."

By Willard: A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles; persons exempt; when license shall be suspended or revoked; persons ineligible for license; possession of license card; licenses, recording, suspension or revocation thereof; expense and records; providing for collection and distribution of fees; and prescribing penalties."

By Fairgrieve: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Pioneers' Historical Library and Soldiers' Memorial Building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purpose, secured by lands embraced in the Federal Land Grant made to the State for Public Buildings at the Capital of the State, and proceeds therefrom; directing the utilization for furnishing and maintenance of the building of funds which are now in, or which may hereafter come into the State Treasury to the credit of the 'Veterans' Memorial Fund,' pursuant to the provisions of Chapter 103 of the Laws of 1927, amendatory of Sections 4551 to 4562, inclusive, of the Revised Codes of 1921, relating to Athletic Exhibitions; enabling the State to receive gifts for the betterment and support of such building, and repealing Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission."

REPORTS OF STANDING COMMITTEES

The following report of a standing committee was received:

January 11, 1929.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

Position	Name
Stenographer	Grace Horn
Stenographer	Eva Poe Longacre
Stenographer	Ethel Miller
Stenographer	Helen Lingshire
Stenographer	Irwin Crane
Stenographer	Geneva Smith
Stenographer	Ellen Dietrich
Stenographer	Marie Hirsch
Stenographer	Christine Kuntz
Proof Reader	Kirby L. Summers
Proof Reader	Melvin Williams
Proof Reader	Norah T. Cross
Proof Reader	Ronda Zachary
Proof Reader	Edith Langdorf
Proof Reader	M. C. O'Malley
Proof Reader	Robert Wood
Proof Reader	Marie Funk
Watchman	Wm. R. Teagarden
Janitor	John Kilborn
Janitor	G. N. Gelsing
Doorkeeper	Tom Moony
Janitor	A. J. Lempike

RYDER, Chairman.

Moved by Ryder, duly seconded and carried that report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS

The following bill was introduced, read first and second times by title and referred to committee as follows:

H. B. No. 10, by Darlinton, Dunn and Brown of Gallatin: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Gallatin County, Montana and to amend Section 4320 of the Revised Codes of Montana of 1921, relating thereto."

Referred to Committee on New Counties and Divisions.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor:

Helena, Montana, January 11, 1929

Mr. Speaker,
House of Representatives,
Helena, Montana.

I have the honor to advise you that I have this day approved House Bill No. 1, appropriating money for the expenses of the Twenty-first Legislative Assembly of the State of Montana.

J. E. ERICKSON, Governor.

The following communications were received from the Senate:

Moved by Flachsenhar, duly seconded and carried that communications from the Senate be considered read at length and the Journal so show.

Helena, Montana, January 10, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day in open session signed House Bill No. 1.

J. F. CONE, Secretary of the Senate.

Helena, Montana, January 10, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Pauline, Chairman of the Committee on Committees, duly seconded and carried, the name of Senator Keeley was substituted for Senator Ruffcorn as a member of the Committee on Finance and Claims.

J. F. CONE, Secretary of the Senate.

Helena, Montana, January 10, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bills was this day given:

By Pauline: "An Act to amend Section 640 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly and as further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly, providing for the filing of petitions for nomination and who shall be entitled to file petitions for nomination, providing for the fees for such petitions, and providing that no person shall have his name printed on the ballot at the General Election without the payment of such fee."

J. F. CONE, Secretary of the Senate.

Helena, Montana, January 10, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to their respective committee:

S. B. No. 1, by Keeley: A Bill for an Act entitled: "An Act prescribing the salaries to be paid unto Justices of the Supreme Court and Judges of the District Courts; and providing for the retirement of such Judicial Officers with compensation after years of honorable service." Read first and second time and referred to Committee on Judiciary.

S. B. No. 2, by Church: A Bill for an Act entitled: "An Act to authorize public cemetery associations to adopt rules and regulations creating endowment funds for the perpetual care of cemeteries; to levy and collect assessments on vacant portions of blocks or lots heretofore sold for the purpose of providing for the care of such lots or blocks for non-payment of such assessments, and for the proceeds of such sales to create an endowment fund for the perpetual care of such blocks or lots." Read first and second time and referred to Committee on Taxation.

J. F. CONE, Secretary of the Senate.

The following communication was received from the Governor:

Flachsenhar moved the communications from the Governor be considered read at length and the Journal so show. Seconded and carried.

State of Montana
Office of The Governor
Helena

January 14, 1929

The Speaker,
House of Representatives,
Helena, Montana.

Complying with the provisions of the Constitution, I have the honor to transmit herewith a report of the pardons and commutations of sentence granted since the time of the report to the Twentieth Legislative Assembly.

J. E. ERICKSON, Governor.

REPORT OF PARDONS, COMMUTATIONS AND REMISSIONS
OF FINE, 1927-'28

Pardons

ED COHEN—Mineral; petit larceny; six months in jail and \$500 fine. Pardoned Feb. 2, 1927, after serving two months, because of serious condition of wife and needy family, and recommendation of prosecuting witness.

HAROLD JOYCE—Lewis and Clark; misdemeanor; thirty days in jail. Joyce was a tubercular patient at Fort Harrison hospital and a physician's certificate represented that a jail term would aggravate the malady. On Feb. 9, 1927, he was pardoned so that he might be returned to his mother in New York.

JOHN SALERN—Hill; grand larceny; one to three years. Because of previous excellent reputation, a needy family, and recommendation of hundreds of citizens of Hill county and Warden of prison, Salern was pardoned Feb. 24, 1927.

J. B. EVANS—Lewis and Clark; petit larceny; six months in jail. Pardoned March 11, 1927, after serving four months; recommended by County Attorney.

WESLEY CAGLE—Granite; violation of prohibition laws; sentenced June 15, 1926, and had been in county jail nine months. Because of impaired health pardon was granted March 11, 1927, on recommendation of Judge and petition of citizens and officials.

ROLLAND SALLERS—Park; grand larceny; two to four years, in November, 1926, many citizens of county asked clemency, claiming the young man was more sinned against than sinning, and on April 12, 1927, a pardon was granted so that relatives might take and care for him.

BYRON CRAWSHAW—Rosebud; violation of prohibition laws; sentenced in June, 1926, to one year in county jail and fined \$1,000 on one count and on a second sentence to eighty days and fined \$2.00. Upon recommendation of Judge, County Attorney and Sheriff, pardon was granted May 2, 1927.

WONG CHONG KEE—Yellowstone; selling narcotics; sentenced in May, 1925, to five to ten years and \$1,000 fine. Pardon was granted and fine remitted on June 9, 1927, on condition that Kee be taken to friends in San Francisco and remain outside Montana. Recommended by Judges and County Attorney.

A. JUHRAY—Silver Bow; murder; life; had served seven and one-half years. In view of all facts in the case and petitions extensively signed by the most prominent business and professional men of Butte, pardon was granted July 1, 1927.

JAMES GALE—Yellowstone; statutory offense; two to four years; sentenced in September, 1926. Because of prior excellent reputation, the needs of a dependent mother and wife, and recommendation of the County Attorney, Gale was pardoned July 18, 1927.

A. L. WILLIAMS—Stillwater; burglary; three to six years; sentenced in July, 1925. Because of serious illness and on condition that Williams go to his people in Massachusetts and remain away from Montana, he was pardoned on July 18, 1927. Recommended by County Attorney and not opposed by Judge.

M. E. DAVIS—Valley; first degree murder; ten to twenty years; sentenced in July, 1926. Prisoner was seventy-four years old, in ill health, and had been confined to prison hospital a greater part of the time. Because of his age and physical condition, he was pardoned January 18, 1928.

JOHN C. DIMOND—Missoula; petit larceny; six months in county jail and fined \$500; sentenced in October, 1927. Dimond was a student at the State University, working his way through the institution, and had theretofore borne a good reputation. In the belief that he had learned his lesson, in response to numerous petitions he was pardoned June 13, 1928.

JESSE TARBELL—McCone; giving intoxicant to a minor; nine months in county jail and fined \$500; sentenced November 18, 1927. Petitions were submitted by citizens of McCone county and a recommendation by the County Attorney. Pardon granted June 28, 1928, on condition that he pay a fine of \$250 to the county.

RICHARD KOHLER—Cascade; manslaughter; four to eight years; sentenced in December, 1927. Many petitions and letters represented that the act was largely a matter of accident, that Kohler was not a criminal, and had borne a fine reputation in Great Falls, where he had lived many years. The County Attorney recommended clemency. A pardon was granted to Kohler September 19, 1928.

F. N. SEVERANCE—Granite; sentenced to county jail term. Upon recommendation of County Attorney and certificate of County Physician that Severance's life was despaired of, a pardon was granted November 19, 1928.

ELSIE STEWART—Fergus; involuntary manslaughter; sentenced July 8, 1926, to five to ten years. Upon certificate of the Prison Physician that the prisoner was in a critical condition and probably would not long survive, and recommendation of the Warden, a pardon was granted on November 20, 1928.

KEITH POLLOCK and **PHILIP STAATS**—Silver Bow; grand larceny; sentenced September 1, 1928, to one to two years. These lads were high school students in Tillamook, Oregon, and on a trip through the country attempted to steal a car at Butte, but were apprehended. It appeared that the boys were never before in trouble and that they probably did not realize the seriousness of their offense. The owner of the car and police officers of Butte recommended clemency, and on December 13, 1928, they were pardoned.

Commutations

WONG FONG—Yellowstone; illegal use of narcotics; sentenced January 8, 1926, to five to ten years. Clemency was strongly urged by the Judge who pronounced sentence, who felt that a great injustice had been done the defendant. January 25, 1927, sentence was commuted to two to four years.

CHARLES GRANT—Daniels; rape; sentenced March 22, 1921, to twenty-five years. Judge, County Attorney and most of jurors in the case recommended clemency, and on March 11, 1927, sentence was commuted to twelve years.

ROBERT HOLMES—Beaverhead; grand larceny; sentenced February 8, 1926, to four to eight years. Upon recommendation of Judge and County Attorney sentence was commuted to two to four years on April 14, 1927.

ED MOORE—Fergus; grand larceny; sentenced in January, 1926, to four to eight years. Judge and County Attorney strongly recommended clemency. Commuted to two to four years on April 14, 1927.

GUS GODLEY—Fergus; second degree murder; sentenced in November, 1920, to twenty to forty years. Judge and County Attorney urged clemency and many citizens signed petitions. Sentence commuted April 20, 1927, to twelve to twenty-four years.

FRANK BRUCE—Musselshell; burglary; sentenced October 8, 1924, to six to twelve years. Action recommended by Judge, County Attorney and Warden. Sentence commuted April 20, 1927, to four to eight years.

ROY L. ALLEN—Musselshell; burglary; sentenced October 8, 1924, to seven to fourteen years. On April 20, 1927, commutation was granted to four to eight years, upon recommendation of Judge, County Attorney and Warden.

FORREST FOWLKES—Yellowstone; assault; sentenced in June, 1926, to two and one-half to five years. That he might be eligible to parole and thus permitted to go home and care for his four children, sentence was on June 10, 1927, commuted to two to four years, upon the recommendation of Judge, County Attorney and Warden.

HAZEL MOORE—Yellowstone; selling narcotics; sentenced in May, 1925, to five to ten years and fined \$1,000. Upon recommendation of County Attorney sentence was commuted to four to eight years and fine remitted, on July 1, 1927.

TOM HEM—Yellowstone; violation of Drug Act; sentenced in May, 1925, to five to ten years and fined \$1,000. On July 1, 1927, sentence was commuted to four to eight years and fine remitted, on recommendation of County Attorney.

THOMAS GOULD—Flathead; second degree murder; sentenced November 18, 1916, to life imprisonment. The crime was committed while Gould was crazed with liquor; he had been an exemplary citizen, and many of his neighbors petitioned for clemency so that he might return to his needy family. On August 1, 1927, sentence was commuted to twenty to forty years.

LEWIS POSPISIL—Fergus; forgery; sentenced February 11, 1927, to two to four years. Judge, County Attorney and other officials and many citizens of the county, recommended clemency, and on August 1, 1927, sentence was cut to one to two years.

HELGE JOHNSON—Roosevelt; rape; sentenced October 17, 1920, to forty-nine and one-half to ninety-nine and one-half years. Prisoner's health was failing and on recommendation of Judge and County Attorney and many other citizens sentence was commuted on August 15, 1927, to four-teen to twenty-eight years.

CLINTON BREWER—Prairie; first degree assault; sentenced in September, 1925, to five to ten years. Upon recommendation of County Attorney and Warden sentence was cut to four to eight years September 12, 1927.

NICK PAVICH—Lewis and Clark; murder; sentenced July 28, 1917, to forty-eight to ninety-six years. The crime was not committed by Pavich but in his presence. Upon recommendation of the County Attorney and petition of citizens sentence was on September 12, 1927, commuted to eighteen to twenty-five years.

A. WIGHT—Blaine; forgery; sentenced in April, 1925, to four to ten years. Sentence was commuted October 14, 1927, to two and one-half to seven years, on recommendation of Judge and County Attorney and certificate of prison physician.

E. H. HOWARD—Fergus; obtaining money under false pretenses; sentenced January 5, 1927, to two and one-half to five years. Judge and County Attorney urged clemency. Commuted November 10, 1927, to one and one-half to three years.

ALBERT PANICCO—Flathead; rape; fifteen to thirty years, sentenced May 2, 1924. Because of previous good reputation, the needs of his large family, and petitions from many Flathead citizens, sentence was on November 23, 1927, commuted to seven to fourteen years.

E. V. PHILLIPS—Valley; felony; sentenced July 23, 1917, to twenty-five to fifty years. Because of his advanced age and failing health commutation was granted November 23, 1927, to twenty to thirty years.

VICTOR MILLER—Missoula; robbery; sentenced February 9, 1927, to thirteen to thirty-six years. On recommendation of County Attorney and numerous Missoula citizens sentence was on November 23, 1927, commuted to one and one-half to three years.

SAM AGEE—Teton; felony; sentenced March 30, 1926, to five to fifteen years. Judge and District Attorney thought sufficient punishment had been inflicted and many citizens petitioned in Agee's behalf. Sentence commuted February 1, 1928, to four to eight years.

VINCENT GALLAGHER—Carbon; attempted robbery; sentenced December 9, 1926, to six to twelve years. On recommendation of Judge who tried case and petitions from neighbors of prisoner, sentence was commuted to two to eight years on February 1, 1928.

VIRGIL A. BURCH—Missoula; subornation of perjury; sentenced March 23, 1926, to five to ten years. Petition signed by many officials of Missoula county and endorsed by County Attorney. Commuted February 1, 1928, to three and one-half to seven years.

ARTHUR GALAHAN—Beaverhead; larceny; sentenced June 26, 1927, to four to eight years. Galahan was only nineteen when sentenced and had never before been in trouble. County Attorney recommended clemency and on February 4, 1928, sentence was commuted to one to four years.

LEO BRESLIN—Flathead; felony; sentenced January 22, 1926, to five to ten years. On recommendation of Warden sentence commuted February 24, 1928, to four to eight years.

JOE BLAIR—Prairie; burglarly; sentenced in November, 1926, to four to eight years. Upon recommendation of Judge who tried case sentence was on March 20, 1928, commuted to three to six years.

HARLAND PING—Gallatin; assault; sentenced in March, 1927, to five to ten years. On showing made in petitions, endorsed by the Judge presiding, sentence was commuted March 23, 1928, to two to five years.

W. E. LELAND—Cascade; second degree assault; sentenced November 7, 1927, to two and one-half to six years. Because of youth of prisoner and petitions from citizens, with letters from the prosecuting witness and Leland's former employers, sentence was on May 2, 1928, commuted to one to two years.

JOE STRETCH—Fergus; grand larceny; sentenced in January, 1928, to three to six years. Judge, County Attorney, Sheriff, and many petitioners urged clemency, and on August 23, 1928, sentence was cut to one to three years.

GEORGE FURTHMEYRE—Yellowstone; larceny; sentenced November, 1927, to three to six years. On recommendation of Judge and County Attorney sentence was commuted to two to four years, on September 29, 1928.

RENA POLETTTO—Cascade; possessing cocaine; sentenced in February, 1928, to two to four years. That she might return to her home to care for two sisters who were ill, and the County Attorney not opposing clemency, sentence was on November 24, 1928, commuted to one and one-half to three years.

SAM J. McNARY—Musselshell; rape; sentenced in June, 1921, to twenty-five to fifty years. Because of prisoner's age, 75 years, and recommendation of Warden sentence was on December 8, 1928, commuted to eleven to twenty-two years.

GEORGE ZUNCHICH—Cascade; involuntary manslaughter; sentenced May 18, 1928, to two to four years. Upon showing made and petitions from hundreds of Cascade citizens, sentence was on December 8, 1928, commuted to one to two years.

STEPHEN GONDIERO—Cascade; manslaughter; sentenced in June, 1928, to four to eight years. On recommendation of County Attorney and the jurors who tried the case, sentence was on December 8, 1928, commuted to one to three years.

IRWIN WOODWARD—Dawson; grand larceny; sentenced in February, 1927, to five to ten years. Sentence commuted December 8, 1928, to three to six years, on recommendation of County Attorney.

MARK D. SMITH—Mineral; larceny; sentenced in December, 1926, to four and one-half to nine years. Because of previous good record and a dependent family, sentence was commuted to three and one-half to six years, on December 8, 1928.

WILLIAM HARRIS—Cascade; second degree murder; sentenced in February, 1922, to thirty to sixty years. Because of mitigating circumstances in the case and numerous signed petitions and the Warden's recommendation, sentence was on December 8, 1928, cut to fourteen to twenty-eight years.

EMMET JENNINGS—Cascade; possessing one grain of narcotics; sentenced April 9, 1928, to two and one-half to five years. Many citizens petitioned for clemency, together with the County Attorney and Sheriff. On December 8, 1928, sentence was commuted to one and one-half to three years.

JESSE DUNCAN—Wheatland; statutory rape; sentenced in December, 1927, to two to four years. On recommendation of County Attorney and certain affidavits, sentence was on December 8, 1928, commuted to one to two years.

Fines Remitted

OKEY KEPLER and W. H. MILLSAPS—Cascade; violation of Volstead Act; sixty days in jail and fined \$200 each. On recommendation of County Attorney fines were remitted January 25, 1927. Terms had been served.

HAROLD SNOW—Deer Lodge; violation of State liquor laws; four months and \$400 fine. Had served jail term. Fine remitted January 28, 1927, on recommendation of County Attorney.

HENRY VAN DEN HEUVEL—Cascade; possessing intoxicating liquors; six months in jail and fined \$500. Jail term had been served. On recommendation of County Attorney and other officials, fine remitted March 14, 1927.

GEORGE THIENES—Valley; violation of prohibition laws; nine months in State prison and fined \$1,000. Prison sentence had been served. Petitioners asked that he be allowed to return to farm to put in crop. Fine remitted March 11, 1927.

M. W. PADDOCK—Custer; possession of liquors; one to two years and a fine of \$1,000. Had served minimum of sentence. On recommendation of County Attorney fine was remitted April 20, 1927.

J. H. DALY—Custer; violation of prohibition laws; sixty days in jail and a fine of \$300. Had served jail term and portion of fine. Daly was past seventy years of age and on recommendation of County Attorney and other citizens the fine was remitted on May 3, 1927.

C. L. OLSBY—Custer; violation of prohibition laws; six months in jail and a fine of \$750. On recommendation of Judge fine was remitted except \$150, on May 3, 1927.

CHARLES LEWIS—Granite; violation of liquor laws; one year in State prison and a fine of \$600. On recommendation of County Attorney and because of prisoner's advanced age and ill health fine was remitted on May 24, 1927.

CHARLEY MUNN—Silver Bow; violation of drug act; sentenced to State prison for two to four years, and a fine of \$500. Had served his minimum and \$300 of the fine. On recommendation of the County Attorney remainder of fine was remitted on August 15, 1927.

CONSTANT BLOND—Ravalli; possession and sale of liquors; one to two years in State prison and a fine of \$1,000. Had served one and a half years. On recommendation of County Attorney unserved portion of fine was remitted on January 10, 1928.

JESSE BAILEY—Silver Bow; possessing morphine; one to two years in State prison and a fine of \$500. On recommendation of County Attorney fine was remitted on April 19, 1928, when Bailey had served almost one year.

PERRY KING—Yellowstone; violation of drug act; sentenced May 15, 1925, to five to ten years and a fine of \$1,000. On recommendation of presiding Judge fine was remitted on April 30, 1928.

C. R. PERKINS—Park; failure to pay alimony; six months in county jail and a fine of \$250. Had served jail sentence and half of fine. County Attorney and other citizens recommended executive action, and on August 17, 1928, the unserved portion of the fine was remitted.

RICHARD MONTGOMERY—Sanders; petty larceny; sixty days in jail and a fine of \$200. Had completed his jail sentence. Upon recommendation of County Attorney and County Commissioners the unserved portion of his fine was remitted on December 8, 1928.

WILLIAM VEY—Missoula; grand larceny; sentenced to four and one-half to nine years. Upon representations that Vey was only sixteen years old, an order was made July 28, 1927, transferring him to the State Industrial School. On November 30, 1927, this order was revoked, on account of Vey's incorrigibility and evil influence upon boys at the school, and he was returned to the State prison to serve his term.

C. A. SCHOEL—Carter; forgery; one to two years in State prison. On October 18, 1927, an order was made transferring Schoel to the State Industrial School, it having developed that he was only 16 years of age.

HOWARD MORSE—Big Horn; grand larceny; one to two years in State prison. It was found that Morse was only sixteen years old, and on October 18, 1927, an order was made transferring him to the State Industrial School.

Leavitt of Custer moved House revert to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Leavitt moved that when the House adjourn on Thursday January Seventeenth it adjourn until Monday, January twenty-first at 2:00 p. m. Seconded and carried.

Moved by Flachsenhar, duly seconded and carried:

January 14, 1929.

Mr. Speaker: I move that the members of the House of Representatives of the 21st Legislative Assembly of the State of Montana extend a rising vote of thanks to the Commercial Club of Helena, Montana, for the splendid banquet and entertainment at the Shrine Temple on Thursday evening, January 10, 1929, and that this expression of appreciation be spread at length upon the House Journal and a copy thereof sent by the Clerk to the Helena Commercial Club.

FLACHSENHAR.

Flachsenhar requested unanimous consent that Kinville of Silver Bow be excused for balance of week on account of illness. Unanimous consent granted.

Speaker asked that the Biography of each member be completed and turned in to the Sergeant's office for the Historical Library.

Leavitt announced that Mr. Nagle had made a splendid talk on legislative measures, an analysis of the laws passed by the legislature two years ago. Asked unanimous consent that the remarks of Mr. Nagle be incorporated in the daily proceedings of the House.

Flachsenhar moved the House adjourn until Tuesday, January 15th at 11 a. m. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

NINTH DAY

House of Representatives
Helena, Montana, January 15, 1929.

House convened pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members were present except Kinville who was excused on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eighth legislative day find same to be correct."

DARLINTON, Chairman.

Moved by Darlinton, seconded and carried that the report of the Committee on Journal be adopted.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Dougherty, Ueland, Angvick and MacRae: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, Relating to Hail Insurance, Providing for the Payment of Losses and Fixing the Amount that May be Levied for the Reserve Fund."

REPORT OF SELECT COMMITTEE

House of Representatives of the State
of Montana, Helena, Jan. 15, 1929.

Mr. Speaker: We, your special committee appointed January 8th, 1929, to arrange for the printing and distribution of the daily synopsis and semi-weekly status sheets, beg leave to report as follows: That we have engaged the services of Elizabeth Foster of Butte, Montana, to report the proceedings of the session as provided and have entered into a written agreement a copy of which is hereto attached and made a part of this report.

FLACHSENHAR, Chairman.

CONTRACT

THIS AGREEMENT, made and entered into by and between a duly authorized Committee of the House of Representatives of the 21st Legislative Assembly of the State of Montana, which said Committee was appointed by the Speaker of the House on January 8, 1929, consisting of the following members, Flachsenhar, Johnson and Nagle, party of the first part, and Elizabeth Foster of Butte, Montana, party of the second part, Witnesseth:

For and in consideration of the compensation hereinafter provided, and upon compliance with the stipulations hereinafter contained, the party of the first part engages the services of the party of the second part as official reporter for the House of the 21st Assembly to collect the data necessary for the printing of the daily synopsis of the proceedings and status sheets for the bills, resolutions, memorials etc., introduced in the House of Representatives during said session.

That such information of the daily proceedings shall be furnished to the printer not later than nine o'clock P. M. of each day and the data for

the pink status sheets not later than noon of each Monday and Thursday, during said session.

That the said party of the second part shall furnish all her own equipment and engage at her own expense any additional help required for said work.

That the compensation to be paid to said party of the second part shall be Ten and no /100 (\$10.00) Dollars per day, not to exceed sixty days, commencing January 7, 1929, payable weekly as provided for other officers and attaches of the House. That such compensation shall be in full payment of such services during the said session whether or not the number of daily proceedings shall exceed sixty days.

This agreement shall not be assignable without the written consent of the other party and shall be subject to cancellation by said first party upon two days notice in writing.

In Witness Whereof the said parties have hereunto set their hands this 14th day of January, 1929.

W. R. FLACHSENHAR,
E. JOHNSON,
R. T. NAGLE,
House Committee, Party of
the First part.
ELIZABETH FOSTER,
Party of the second part.

Moved by Flachsenhar, duly seconded and carried that the action of the Committee be approved and the report adopted.

REPORT OF STANDING COMMITTEE

January 14, 1929.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session.

Position	Name
Stenographer	Theresa Versatt
	RYDER, Chairman.

Moved by Ryder, duly seconded and carried that the above report be adopted.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration House Resolution Number 1, introduced by Johnson respectively report as follows: That House Resolution No. 1, do pass."
JONES, Chairman

Moved by Jones, duly seconded and carried that the above report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times by title, only, and referred to the following committees:

H. B. No. 11, by Leavens: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Historical Library Building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purpose, secured by lands embraced in the Federal Land Grant made to the State for public buildings at the Capital of the State, and the proceeds therefrom; enabling the State to receive gifts for the betterment and support of such building, and repealing in part Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission." Referred to Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 12, by Johnson: A Bill for an Act entitled: "An Act to amend Section 188 of the Revised Codes of the State of Montana, 1921, relating to the official bonds of the State Treasurer, his Chief Deputy, Chief Clerk, and Assistant Chief Clerk." Referred to Committee on State Boards and Offices.

H. B. No. 13, by Buck: A Bill for an Act entitled: "An Act to amend Section 5232 of the Revised Codes of Montana, 1921, providing for bids for work and award of contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself bid on the work." Referred to Committee on Affairs of Cities.

H. B. No. 14, by Buck: A Bill for an Act entitled: "An Act to amend Section 5244 of the Revised Codes of Montana, 1921, providing for the construction of sidewalks and curbs without formation of special improvement district by allowing engineering construction to be included in the cost of the work." Referred to Committee on Affairs of Cities.

H. B. No. 15, by Johnson: A Bill for an Act entitled: "An Act amending Section 591 of the Revised Codes of Montana, 1921, fixing the compensation of Boards of Election." Referred to Committee on Privileges and Elections.

MOTIONS AND RESOLUTIONS

The following resolution read at length first and second times, without previous notice, and referred to the following committee:

H. R. No. 3, Introduced by the Appropriations Committee.

Whereas, the Montana State Hospital for insane has requested an appropriation of \$202,700.00 for the erection of three new buildings for a men's Dormitory, a male hospital and Doctor's Quarters, and \$22,300.00 for furnishing and equipping the same, for the fiscal year ending June 30, 1920;

And Whereas, the State Tuberculosis Sanitarium has requested an appropriation of \$40,000.00 for the erection of a New Medical building and \$20,000.00 for furnishing and equipping said building; for the fiscal year ending June 30, 1929;

And Whereas, said requests for above mentioned appropriations were not allowed or recommended by the State Board of Examiners in the 1929 Legislative Budget,

And Whereas, the superintendents of said institutions insist that said buildings are necessary for the proper housing of inmates and efficient operation of said departments,

Now Therefore, be it resolved that the necessity for the erection of said buildings be investigated; that these respective matters be referred to the proper standing Committee of the House and that such Committee be directed to make a full and complete investigation as to the necessity for said buildings and for that purpose the said Committee, or its sub-committee to which the said matter may be referred, shall be, and they hereby are, authorized to visit the said institution, make a thorough investigation on the premises and that said Committee report its findings and recommendations to this House not later than January 22, 1929. Appropriation Committee.

By REED, Chairman.

Moved by Reed, duly seconded and carried that H. R. No. 3, be adopted. Referred to Committee on State Boards and Officers.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

Helena, Montana.
January 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Holton: A Bill for an Act entitled: "An Act empowering Boards of County Commissioners to lease a County Hospital for Hospital purposes, and for appraising the value of said lease."

By Ruffcorn: A Bill for an Act providing a method by which a refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the time within which such claims must be filed and prescribing the procedure for obtaining refunds or drawbacks; prescribing the powers and duties of the State Treasurer and the State Board of Equalization in connection therewith; providing for penalties for making false statements in connection with applications for a refund or drawback.

By Kemmis: A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly, relating to County bonds."

By Kemmis: A Bill for an Act entitled: "An Act to amend Chapter 98 of the Session Laws of the Eighteenth Legislative Assembly relating to the qualifications of electors entitled to vote upon proposals to create or increase indebtedness of the State, County, City, Town, School District or other municipal corporations and relating to official duties concerned therewith."

J. F. CONE,
Secretary of the Senate.

Helena, Montana.
January 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times and referred to the respective Committees:

S. B. No. 5, by Kemmis: A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly, relating to County bonds." Read first and second time and referred to Committee on Judiciary.

S. B. No. 6, by Kemmis: A Bill for an Act entitled: "An Act to amend Chapter 98 of the Session Laws of the Eighteenth Legislative Assembly relating to the qualifications of electors entitled to vote upon proposals to create or increase indebtedness of the State, County, City, Town, School District or other municipal corporations and relating to official duties concerned therewith." Read first and second time and referred to Committee on Judiciary.

J. F. CONE,
Secretary of the Senate.

Helena, Montana.
January 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Wuerthner: A Bill for an Act entitled: "An Act amending Chapter 102 of the Twentieth Legislative Assembly of the State of Montana, relating to the office of County Surveyor of all counties having a total registered vote of 15,000 or over at the last General Election, and defining the powers and duties of County Surveyor, and abolishing the office of Road Supervisor."

By Wuerthner: A Bill for an Act entitled: "An Act creating a State Board of Examiners of electricians and state electrical inspector, defining its and his powers and duties; providing for the licensing of master and journeyman electricians and providing penalties for violations of the provisions hereof and repealing all acts and parts of acts in conflict herewith."

J. F. CONE,
Secretary of the Senate.

Helena, Montana.

January 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the attached list of appointments made by his excellency, the Governor, in interim, were this day on roll call, confirmed.

J. F. CONE,
Secretary of the Senate.

State of Montana,
Office of the Governor,
Helena.

January 14, 1929.

The President of the Senate,
Senate Chamber,
Helena, Montana.

I have the honor to report the appended list of appointments made during the recess of the Senate and requiring confirmation by your honorable body.

To the members of the Board of Managers of the State Soldiers' Home—Dr. W. S. Little of Kalispell, Flathead County; Simon Hauswirth of Butte, Silver Bow County.

To be members of the State Board of Medical Examiners—Dr. S. A. Cooney of Helena, Lewis and Clark County; Dr. Leroy Southmayd of Great Falls, Cascade County.

To be a member of the State Board of Charities and Reform—Mrs. Flora R. Pace of Whitehall, Jefferson county.

To be members of the State Board of Education—W. M. Johnson of Billings, Yellowstone county; John Hurly of Glasgow, Valley county; S. D. Largent of Great Falls, Cascade county.

To be State Engineer—J. S. James of Conrad, Pondera county.

To be State Examiner and ex-officio Superintendent of Banks—A. J. Lochrie of Deer Lodge, Powell county.

To be members of the Board of Trustees of the State Historical Library—William M. Bole of Great Falls, Cascade county; David Hilger of Lewistown, Fergus county; Mrs. Josephine I. Hepner of Helena, Lewis and Clark county; Patrick Carney of Waterloo, Madison county; Wyllys A. Ledges of Lewistown, Fergus county; O. F. Goddard of Billings, Yellowstone county, to succeed Patrick Carney, deceased.

To be members of the State Board of Equalization—Daniel J. Muri of Forsyth, Rosebud county, to succeed J. W. Walker, resigned; John J. Greene of Choteau, Teton county, to succeed E. C. Carruth, resigned.

And I hereby nominate and by and with the consent of the Senate to appoint the following named persons to the offices and for the terms in each instance designated:

To be members of the Board of Managers of the State Soldiers' Home—Dr. W. S. Little of Kalispell, for the term ending March 16, 1931; Simon Hauswirth of Butte, for the term ending April 18, 1931.

To be members of the State Board of Medical Examiners—Dr. S. A. Cooney of Helena, for the term ending January 1, 1934; Dr. Leroy Southmayd of Great Falls, for the term ending January 1, 1935.

To be a member of the State Board of Charities and Reforms—Mrs. Flora R. Pace of Whitehall, for the term ending March 2, 1933.

To be a member of the State Board of Education—W. M. Johnston of Billings, for the term ending February 1, 1931; S. D. Largent of Great Falls, for the term ending February 1, 1932.

To be State Engineer—J. S. James of Conrad, for the term ending March 7, 1931.

To be State Examiner and ex-officio Superintendent of Banks—A. J. Lochrie of Deer Lodge, for the term ending June 1, 1929.

To be members of the Board of Trustees of the State Historical Library, each for the term ending January 11, 1930—William M. Bole of Great Falls, David Hilger of Lewistown, Mrs. Josephine I. Hepner of Helena, Wyllys A. Ledges of Lewistown, O. F. Goddard of Billings.

To be members of the State Board of Equalization—Daniel J. Muri of Forsyth, for the term ending March 1, 1929; John J. Greene of Choteau, for the term ending March 1, 1933.

(Signed) J. E. ERICKSON, Governor.

Helena, Montana.

January 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to the respective Committees:

S. B. No. 3, by Garber: A Bill for an Act entitled: "An Act to amend Sections 853 and 858, Revised Codes of Montana 1921, relating to the powers and duties of the State Board of Education in connection with the University of Montana, and to add a new Section, to be designated as Section 853-A, providing for the appointment by the State Board of Education of a business manager for the University of Montana and prescribing his powers and duties." Read first and second time and referred to Committee on Education.

S. B. No. 4, by Goodman: A Bill for an Act entitled: "An Act amending Sections 8366 and 8367 of the Revised Codes of Montana 1921, relating to liens of threshermen upon grains or crops and claims for such lien, when, where and how filed and the service of notice." Read first and second time and referred to Committee on Judiciary.

J. F. CONE, Secretary of the Senate.

Flachsenhar asked unanimous consent of the House that Parker of Flathead, and that the Committee on Livestock and Public Ranges be excused for the afternoon. There being no objections the same were excused.

Flachsenhar moved House recess until 2:30 p. m. duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Clerk reported that Moss of Flathead presented his credentials and took his oath of office.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Merritt: A Bill for an Act entitled: "An Act to amend Section 439 of the Revised Codes of Montana of 1921, as amended by Chapter 124 of the Session Laws of Montana of 1925, providing for salaries of janitors, watchmen and engineers at the State Capitol, and providing for the salary of a carpenter employed at the State Capitol."

By Miller of Fergus, and Leavitt: A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921 relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and providing for additional information in connection therewith."

By Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or pension and for an artificial limb and expenses incident to fitting artificial limb; due to injuries received while on duty in the services of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard."

By English of Silver Bow and Barry: A Bill for an Act entitled: "An Act defining the qualifications of Police Judge of cities having a population of thirty thousand or over.

By Marshall and Besancon: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 relating to the creation of herd districts, their size, location, boundaries, population and procedure for the establishment thereof."

REPORTS OF STANDING COMMITTEES

The following reports of Standing Committees were received and read:

Mr. Speaker: We, your Committee on Education having had under consideration House Bill No. 4, respectfully report as follows: That House Bill No. 4, Section 1276 be amended by striking out the word "and" in Line 29 after the word "second" and inserting in lieu thereof a comma and after the word "third" in the same line insert the words "and fourth." That the remaining part of Line 29 and Line 30 to and including the word class be stricken and the bill be further amended by changing the word "two" in Line 31 in the word "three." Also on Page 3, line 5, that the word "annual" after the words "pay the" strike out the word "annul" and insert in lieu thereof the word "said." Do pass. Educational Committee,

MARSHALL, Chairman.

Moved by Marshall, duly seconded and carried that the above report be adopted.

Mr. Speaker: We, your Committee on Education having had under consideration House Bill No. 7, respectfully report as follows: That House Bill No. 7, be amended by amending the title to read as follows: A Bill for an Act entitled: "An Act to Amend Section 1294 of the Revised Codes of Montana 1921, Relating to Formation of a Joint Board of Trustees of School District and County High School with Power to Appoint a Superintendent for such Schools. Also by inserting 'Section 1. That Section 1294 of the Revised Codes of Montana 1921, be, and the same is hereby amended so as to read as follows:" Also insert the words "Section 1294." Superintendent of City and County High Schools—Appointment, before the word "when-ever." Also add Section 2 to read as follows: All Acts and parts of Acts in conflict herewith are hereby repealed." Do pass. Education Committee.

MARSHALL, Chairman.

Moved by Marshall, duly seconded and carried that the above report be adopted.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration House Resolution No. 3, introduced by Appropriations Committee, do hereby recommend that the Speaker be authorized to appoint a committee of five for the purpose of investigating the State Tuberculosis Sanitarium and the Montana State Hospital for insane."

JONES, Chairman.

Moved by Flachsenhar, duly seconded and carried that the above report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times by title only, and referred to the following committees:

H. B. No. 16, by Leavitt: A Bill for an Act entitled: "An Act to amend Section 2191 of the Revised Codes of Montana of 1921, as amended by Chapter 46 of the Laws of the Eighteenth Legislative Assembly, relating to sale of lands for taxes due thereon by County Treasurer." Referred to Committee on Judiciary.

H. B. No. 17, by Leavitt: A Bill for an Act entitled: "An Act relating to tax deeds, providing the method and procedure to be followed in applying for the tax deed and for the issuance thereof by the County Treasurer; the redemption of said lands from the tax sale; the form of deed to be issued and the title conveyed thereby; and repealing Sections 2209, 2210, Section 2211, as amended by Chapter 48 of the Laws of the Eighteenth Legislative Assembly, Sections 2212 and 2213; and Sections 2214 and 2215, as amended by Sections 1 and 2 of Chapter 85 of the Laws of the Twentieth Legislative Assembly." Referred to Committee on Judiciary.

H. B. No. 18, by Fairgrieve: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Pioneers Historical Library and Soldiers' Memorial Building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purpose, secured by lands embraced in the Federal Land Grant made to the State for public buildings at the Capital of the State, and proceeds therefrom; directing the utilization for furnishing and maintenance of the building of funds which are now in, or which may hereafter come into the State Treasury to the credit of the 'Veterans' Memorial Fund,' pursuant to the provisions of Chapter 103 of the Laws of 1927, amendatory of Sections 4551 to 4562, inclusive, of the Revised Codes of 1921, relating to Athletic Exhibitions; enabling the State to receive gifts for the betterment and support of such building, and repealing Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission." Referred to Committee on State Institutions, Public Buildings and Grounds.

Flachsenhar stated that on tomorrow he would ask the House for unanimous consent that Leavens and Renwick of Yellowstone be excused for Thursday the seventeenth. There being no objection the Journal will so show these two gentlemen excused as requested.

Nelstead announced that the republican members of the House would meet in caucus immediately after adjournment today.

Nagle moved: In courtesy to our less fortunate brethren, that unanimous consent be given for the use of the Assembly Chamber for the Republican caucus immediately after adjournment. Seconded and carried.

Speaker announced that Jergensen of Jefferson had been excused for the afternoon.

Speaker announced appointment of committee for investigating the State Tuberculosis Sanitarium and the Montana State Hospital as follows: Johnson of Valley; Flachsenhar of Prairie; Nelstead of Carter; Jones of Phillips and Tinsley of Madison.

Flachsenhar moved House adjourn until Wednesday January sixteenth at 11:00 a. m. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TENTH DAY

House of Representatives
Helena, January 16, 1929.

House convened pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except: Thorburn, absent; Kinville excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Ninth legislative day find same to be correct.

DARLINTON, Chairman.

Moved by Darlinton, duly seconded and carried, that the above report be adopted.

COMMUNICATIONS AND PETITIONS

Helena, Montana,

January 16, 1929.

Members are again urged to tell the Sergeant-at-Arms if their wives or families at Helena with them during the session. Please do this at once. Flachsenhar.

NOTICES

Authors gave notice that they would on tomorrow, or some subsequent day, introduce bills as follows:

By Shepard: A Bill for an Act Entitled: "An Act to authorize the State Board of Land Commissioners to purchase, lease, receive, create, and establish State parks; to provide for their public use, administration, management, control, operation, and regulation; to create and designate a State Park Director and to define his powers and duties; and to repeal all Acts and parts of Acts in conflict herewith."

By Besancon: A Bill for an Act entitled: "An Act to amend Section 10306 Montana Revised Codes 1921, relating to the loaning and investment of moneys belonging to estates of deceased persons, minors and incompetents."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times by title only (except H. B. No. 24, which was read first and second times at length) and referred to committees as follows:

H. B. No. 19, by Miller of Fergus and Leavitt: A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921 relating to duties of County Clerk and Recorded on receipt of instrument to be recorded, and providing for additional information in connection therewith." Referred to Committee on Townships and Counties.

H. B. No. 20, by English of Silver Bow and Barry: A Bill for an Act entitled: "An Act defining the qualifications of Police Judge of cities having a population of thirty thousand or over." Referred to Committee on Judiciary.

H. B. No. 21, by Dougherty, Ueland, Angvick and MacRae: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, relating to hail insurance, providing for the payment of losses and fixing the amount that may be levied for the Reserve Fund." Referred to Committee on Agriculture.

H. B. No. 22, by Leavitt: A Bill for an Act entitled: "An Act to repeal Sections 12075, 12076, and 12077 of the Revised Codes of Montana of 1921 relating to indeterminate sentence and parole." Referred to Committee on Judiciary.

H. B. No. 23, by Marshall and Besancon: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 relating to the creation of herd districts, their size, location, boundaries, population and procedure for the establishment thereof." Referred to Committee on Agriculture.

H. B. No. 24, by Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or pension and for an artificial limb and expenses incident to fitting artificial limb; due to injuries received while on duty in the service of the State of Montana as a Private in the Service Company, 163rd Infantry, Montana National Guard." Referred to Committee on Appropriations.

MOTIONS AND RESOLUTIONS

Mr. Speaker: Inasmuch as a number of members of the House of Representatives will be in Billings on Friday, January 18, and Saturday, January 19, I move that a committee of three be appointed by the Speaker as an official visiting committee to inspect the Eastern Montana Normal School. Duly seconded and carried and Speaker announced he would make such appointment at the afternoon session.

JAMESON.

Speaker announced committee of three relating to investigation of gasoline refund tax as provided in H. R. No. 1, as follows: Johnson of Valley; Rigg of Hill and Dellwo of Lake.

Speaker announced that Brown of Cascade should appear on Committee on State Boards and Officers in Lieu of Arnold of Stillwater.

Moved by Flachsenhar, duly seconded and carried that House recess until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Mr. Speaker announced the appointment of a committee to make the survey at Billings as follows: Arnold, Stillwater; Hanley, Fergus; Murphy, Deer Lodge.

Flachsenhar asked the unanimous consent of the House that Mrs. Curran be excused from this afternoon's session.

NOTICES

Authors gave notice that they would, on tomorrow or some subsequent day, introduce bills as follows:

By Committee of State Lands, Nelstead, Chairman: A Bill entitled: A Bill for an Act to amend and re-enact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of Cancelled Certificates of Purchase of State Lands.

By Committee of State Lands, Nelstead, Chairman: A Bill for an Act to amend Section 1916 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 70 of the 1925 Session Laws, authorizing the Redemption of certain bonds held by the State before the dates on which the same become optional or redeemable according to the terms and conditions thereof.

INTRODUCTION OF BILLS AND SECOND READING OF SAME

The following bill was introduced, read first and second times by title only, and referred to committee as follows:

H. B. No. 25, by Steeves and Clausen: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto." Referred to Committee on New Counties and Divisions.

CONSIDERATION OF MESSAGES FROM SENATE

The following communications were received from the Senate:

Moved by Flachsenhar, duly seconded and carried, that the communications be considered read at length and the Journal so show.

January 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bill was this day given:

By Kemmis: A Bill for an Act entitled: "An Act to amend Section 135 of the Revised Codes of 1921, relating to the distribution of House and Senate Journals and Session Laws."

Respectfully,

J. F. CONE,
Secretary of the Senate.

January 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to the respective Committees:

S. B. No. 7, by Holton: A Bill for an Act entitled: "An Act empowering boards of County Commissioners to lease county buildings for hospital purpose and for appraising the value of said lease." Read first and second times and referred to Committee on Counties and Towns.

S. B. No. 8, by Pauline: A Bill for an Act entitled: "An Act to amend Section 640 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly, and as further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly, providing for the filing of petitions for nomination and who shall be entitled to file petitions for nomination, providing for the fees for such petitions, and providing that no person shall have his name printed on the ballot at the General Election without the payment of such fee." Read first and second time and referred to Committee on Judiciary.

S. B. No. 9, by Wuerthner: A Bill for an Act entitled: "An Act creating a state Board of Examiners of Electricians and State Electrical Inspectors, defining its and his powers and duties; providing for the licensing of master and journeyman electricians and providing penalties for violations of the provisions hereof and repealing all acts or parts of acts in conflict herewith." Read first and second time and referred to Committee on Corporations Other Than Municipal.

S. B. No. 10, by Ruffcorn: A Bill for an Act providing a method by which a refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the time within which claims must be filed and prescribing the powers and duties of the State Treasurer and the State Board of Equalization in connection therewith; providing for penalties for making false statements in connection with applications for a refund or drawback. Read first and second time and referred to Committee on Oils and Leases.

S. B. No. 11, by Wuerthner: A Bill for an Act entitled: "An Act amending Chapter 102 of the Twentieth Legislative Assembly of the State of Montana, relating to the office of County Surveyor of all counties having a total registered vote of 15,000 or over at the last General Election, and defining the powers and duties of County Surveyor, and abolishing the office of Road Supervisor." Read first and second time and referred to Committee on Counties and Towns.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Flachsenhar requested unanimous consent that the following House members be excused tomorrow, January seventeenth: Lillis, Leavens and

Renwick of Yellowstone; Benjamin of Toole; Lucas of Meagher; Merritt of Musselshell; Bretzke of Valley; Pauly and Knight of Deer Lodge.

There being no objections, the above named members were excused.

Moved by Flachsenhar, duly seconded and carried, that the House adjourn until Thursday, January seventeenth at 10:30 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST. Chief Clerk.

ELEVENTH DAY

House of Representatives
Helena, Montana, January 17, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except: Benjamin, Bretzke, Kinville, Leavens, O'Day, excused; Moss and Thorburn, absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the tenth legislative day find same to be correct.

DARLINTON, Chairman.

Moved by Darlington, seconded and carried, that the report of the Journal Committee be adopted.

The Committee on Printing reported as follows:

Helena, Montana,
January 17, 1929.

Mr. Speaker: We your Committee on Printing, to whom was referred House Bills Nos. 1-4-7 beg leave to report that the same have this date been returned from the printer correctly printed.

J. W. HANLEY, Chairman.

Moved by Hanley, duly seconded and carried that the report of Printing Committee be adopted.

COMMUNICATIONS AND PETITIONS

The following resolution was received from Hon. W. E. Harmon, Secretary of State, State of Montana, read at length and referred to following committee:

Helena, Montana, January 16, 1929.

Hon. R. C. Bricker, Speaker
House of Representatives,
Helena, Montana.
Dear Sir:

I am attaching for the consideration of your Body, Senate Joint Resolution No. 2, which was mailed to this office by the Secretary of State of Idaho after the adjournment of Montana's Twentieth Legislative Assembly. The resolution is referred to you for such action as may be deemed necessary.

Yours very truly,
W. E. HARMON,
Secretary of State.

SENATE JOINT RESOLUTION NO. 2

A Joint Resolution proposing an application to Congress to call a Constitutional Convention for the purpose of amending the Constitution of the United States to make subject to taxation all evidence of indebtedness of the United States, the several States, Municipal Corporations, Counties, and all taxing subdivisions and taxing units thereof, together with the interest on and income from such evidence of indebtedness.
Be it Resolved by the Legislature of the State of Idaho:

Section A. That with the concurrence of the Legislature of two-thirds of the several States of the United States, application is hereby made to Congress to call a constitutional Convention for the purpose of proposing an amendment to the Constitution of the United States; said proposed amendment to read as follows:

AMENDMENT NO. 20

Section 1. All evidence of indebtedness of the United States, the several States, municipal corporations, counties, and all taxing subdivisions and taxing units thereof, together with interest on and income derived from such evidence of indebtedness, shall be subject to taxation by the United States, the several States, municipal corporations, counties, and all taxing subdivisions and taxing units thereof.

Section 2. The Congress and the several States shall have power to enforce this Article by appropriate legislation.

Section B. The Secretary of State is hereby directed to send duly authenticated copies of this Resolution to the Clerk of the United States Senate, the Clerk of the United States House of Representatives, and to the presiding officers of each branch of the legislature of the several States of the United States."

The following Petition was received by the House:

PETITION TO THE MEMBERS OF THE TWENTY-FIRST LEGISLATIVE ASSEMBLY, STATE OF MONTANA.

We, the undersigned taxpayers, voters and residents of the State of Montana, earnestly request and respectfully petition your honorable body to enact legislation for the following purpose:

1. To separate and place in a different county or community the school for the physically handicapped (the deaf and blind) from the school for the mental defective at Boulder, Montana.

2. That the new school for the blind and deaf or otherwise physically handicapped be of such standard as to adequately fit these unfortunates to take their proper place in the communities of our State, commensurate with the American standard of living."

Moved by Flachsenhar that the Petition be considered read at length and the Journal so show, that the petition be referred to the Committee on State Boards and Officers so that the same committee could act that was appointed to make the survey at Boulder. Motions Seconded and carried. Petition referred to Committee on State Boards and Officers.

NOTICES

Authors gave notice that on tomorrow or some subsequent day that they would introduce bills as follows:

By Printing Committee: A Bill for an Act entitled: "An Act to provide for the letting of contracts for public printing, fixing the prices therefor, providing a penalty for violation of this Act, and to repeal Section 4482 of the Revised Codes of the State of Montana for 1921."

By Logan: A Bill for an Act entitled: "An Act to amend Section 8607, 8608, 8610 and 8611 of the Revised Codes of Montana, 1921, regulating

the sale in bulk of goods, wares, merchandise, furniture, fixtures and equipment; and all personal property used in the business of the vendor, and making provision for the protection of the creditors of the vendor."

INTRODUCTION OF BILLS AND SECOND READING OF SAME

The following bills were introduced, read first and second times, by title only, and referred to committees:

H. B. No. 26, by Shepard: A Bill for an Act entitled: "An Act to authorize the State Board of Land Commissioners to purchase, lease, receive, create, and establish State Parks: to provide for their public use, administration, management, control, operation, and regulation; to create and designate a State Park Director and to define his powers and duties; and to repeal all Acts and parts of Acts in conflict herewith." Referred to Committee on Development and Publicity.

H. B. No. 27, by Committee on State Lands: A Bill for an Act entitled: "An Act to amend Section 1916 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 70 of the 1925 Session Laws, authorizing the redemption of certain bonds held by the State before the dates on which the same become optional or redeemable according to the terms and conditions thereof." Referred to Committee on State Lands.

H. B. No. 28, by Committee on State Lands: A Bill for an Act entitled: "An Act to amend and re-enact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of cancelled certificates of purchase of State Lands." Referred to Committee on State Lands.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that the House pass Consideration of General Orders for the day.

Moved by Flachsenhar, duly seconded and carried, that the House recess until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the Chair.

Flachsenhar asked that Burrell of Fallon County be excused for the afternoon. There being no objection, Burrell was excused.

Mr. Speaker announced that Kinville of Silver Bow at the Veterans' Hospital Fort Harrison was better and able to answer the telephone.

The following announcements were made:

At 7 o'clock, on the evening of the Charity Ball, Wednesday, January 23, the Placer Hotel and the Montana Club will serve no-host dinners for those desiring dinner parties before the ball; the cost will be \$1.25 per plate. Persons wishing to avail themselves should make reservations at once. Parties may be arranged for any number. Reservations at the Placer may be placed with Mr. Balfour, and reservations at the Montana Club may be placed with Mr. McCartney, the manager.

An invitation is extended to the members, their wives and friends of the House and Senate to attend the Card Party, to be given this evening January 17, at the Placer Hotel. Given for the benefit for Children of disabled soldiers. Admission fifty cents.

MRS. D. M. STEVENS,
Chairman Card Party Committee.

REPORTS OF STANDING COMMITTEES

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration House Bill No. 5, respectfully report as follows: That House Bill No. 5, do pass.

JAMESON, Chairman.

Moved by Jameson, duly seconded and carried, that the report of Committee on Revenue and Taxation be adopted.

INTRODUCTION OF BILLS AND SECOND READING OF SAME

The following bill was introduced, read first and second times, by title only, and referred to committee:

H. B. No. 29, by Besancon: A Bill for an Act entitled: "An Act to amend Section 10306, Montana Revised Codes 1921, relating to the loaning and investment of moneys belonging to estates of deceased persons, minors and incompetents." Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Moved by Flachsenhar that the communication from the Senate be considered read at length and the Journal so show.

January 17, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced, read first and second time, and referred to the Committee on Finance and Claims:

S. B. No. 12, by Kemmis: A Bill for an Act entitled: "An Act to amend Section 135 of the Revised Codes of 1921 relating to the distribution of House and Senate Journals and Session Laws."

Respectfully, J. F. CONE,
Secretary of the Senate.

Flachsenhar moved that in accordance with the previous action of the House that the House adjourn until Monday, January twenty-first at 2:00 p. m. Motion duly seconded and carried.

R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTEENTH DAY

House of Representatives
Helena, Montana, January 21, 1929.

House convened at 2:00 p. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: George and Salyerds, excused by unanimous consent of the House.

Clerk reported Willard of Missoula had presented his credentials and had taken oath.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the Eleventh legislative day find same to be correct.

DARLINTON, Chairman.

Moved by Darlington, seconded and carried, that the report of the Journal Committee be adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 5 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Moved by Hanley, seconded and carried, that the report of printing Committee be adopted.

Flachsenhar announced Dr. Willard present today. Willard responded.

Flachsenhar announced Kinville of Silver Bow again present after hospitalization.

COMMUNICATIONS AND PETITIONS

Communication was received from Mrs. E. K. Bowman, thanking the House for the Assembly Room Wednesday evening January sixteenth.

Clerk read the following notice:

January 17, 1929.

To the Chairman of Standing Committees: Our attention has been called to the fact that the reports of Standing Committees do not always contain the title of the bill in such report and we desire to call your attention to Rule 39 which provides: "Title to Bill to be Recited. Every Committee in reporting on any bill or memorial shall recite at length in report the title of such bill or memorial, as well as the number thereof." Please bear this in mind when making your reports on bills or memorials referred to your committee for consideration.

FLACHSENHAR AND NAGLE.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Jones: A Bill for an Act entitled: "An Act to amend Section 5247, Revised Codes of Montana, 1921 Political Code."

By Jones: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; authorizing the creation, maintenance, and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon and requiring levy of taxes when necessary for the financial requirements of such fund."

By Parker: A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to the priority rights in the appropriation of water and giving preference to uses of water for certain beneficial purposes."

By Rigg: A Bill for an Act entitled: "An Act to amend Section 3386, Revised Codes of Montana 1921, relating to trespassing animals within herd-districts, the proceedings in respect thereto, and disposition of proceeds of sale."

By Dougherty and MacRae: A Bill for an Act entitled: "An Act prohibiting driving on the highways of this State while under the influence of intoxicating liquor or narcotic drugs and providing penalties for the violation of this Act."

By Johnson: A Bill for an Act entitled: "An Act relating to marriage; providing for the issuance, return and record of marriage licenses; providing the manner in which marriages may be contracted; providing who may contract a legal marriage; providing for filing of objections by any person to a marriage; making false statements for the issuance of a marriage license, or objections thereto, a misdemeanor and providing penalty therefor; making the issuance of a license in violation of the provisions of this Act a misdemeanor and providing a penalty therefor; prescribing forms

for marriage license and certificate and prescribing what shall be contained therein; making the solemnizing of a marriage in violation of the provision of this act a misdemeanor and providing penalty therefor; providing what marriages shall be null and void; making the record of the marriage license prima facie evidence of such marriage in all courts of this State; providing for the validating of void marriages contracted through mistake of fact; providing for an annual report of marriages by the Clerk of the District Court to the State Board of Health; and repealing Sections 5695, 5696, 5707, 5709, 5711, 5712, 5713, 5714, 5715, 5716, 5717, 5718, 5719, 5720, 5721, 5724, of Chapter 3 and Sections 11212 and 11213 of Chapter 36 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith."

By Lillis: A Bill for an Act entitled: "An Act amending Section 3186 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 91 of the laws enacted by the Twentieth Legislative Assembly of the State of Montana, to exclude therefrom the drug *Marihuana* (*Cannabis Indica*)."

By Lillis: A Bill for an Act entitled: "An Act to regulate the production, use, sale, dispensing and possession of *Marihuana* (also known as *Cannabis Indica*, *Cannabis Sativa* and *Indian Hemp*), or any derivative, mixture or preparation thereof, providing penalties for the violation of the provisions hereof, and repealing all Acts and parts of Acts in conflict herewith."

By Sample, Besancon, Miller of Fergus, Arnold of Stillwater and Dougherty: A Bill for an Act entitled: "An Act to amend Section 8812 and 8813, Revised Codes of Montana of 1921, relating to Judicial Districts and number of judges therein."

By Curran, Wickware and Hodgskiss: A Bill for an Act entitled: "An Act defining a habitual criminal and providing the penalty to be imposed upon a person found to be a habitual criminal as defined in this Act."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, by title only and referred to the following committees:

H. B. No. 30, by Logan: A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609, 8610 and 8611 of the Revised Codes of Montana of 1921, regulating the sale in bulk of goods, wares, merchandise, furniture, and equipment, and all personal property used in the business of the vendor and making provisions for the protection of the creditors of the vendor." Referred to Committee on Ways and Means.

H. B. No. 31, by Merritt: A Bill for an Act entitled: "An Act to amend Section 439 of the Revised Codes of Montana of 1921, as amended by Chapter 124 of the Session Laws of Montana of 1925, providing for salaries of janitors, watchmen and engineers at the State Capitol, and providing for the salary of a carpenter employed at the State Capitol." Referred to Committee on Labor.

H. B. No. 32, by Willard: A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles; persons exempted; when the license is suspended or revoked; persons ineligible for licensure; possession of license card; recording of licenses issued, suspended or revoked; expense records providing for collection and distribution of fees; prescribing penalties." Referred to Committee on Public Safety.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that unanimous consent be given that House Bill No. 5, be reported as printed one day and placed on General Orders. Duly seconded and carried, and there being no objection, so ordered.

Flachsenhar moved that the use of the House Assembly Room be extended to the Committee on Revenue and Taxation and Committee on Education, Tuesday, January twenty-second at 2:00 p. m., for members of Senate and House and others who may be interested, to hear Chancellor Brannon's address on Educational Statistical Survey of Montana. Seconded by Nagle, carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that the House resolved itself into the Committee of the Whole for the consideration of General Orders.

Flachsenhar in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows: Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bills No. 4, 7 and 5, respectfully report as follows:

That House Bill No. 4, Do pass; House Bill No. 7, Do pass; House Bill No. 5, Do Pass.

FLACHSENHAR, Chairman.

On Motion of Flachsenhar, report of Committee of Whole adopted. Flachsenhar requested House revert to Order of Business No. 1.

COMMUNICATIONS AND PETITION

Willard of Missoula sent to the Clerk petitions and communications relative to the School for the Deaf and Dumb at Boulder.

Flachsenhar moved that the petitions and communications be considered read at length and the Journal so show. There being no objections, so ordered. Referred to Committee on State Institutions, Public Buildings and Grounds. Flachsenhar announced the 19th was birthday anniversary of Elmer Johnson and today that of Anderson and Nelson. Flachsenhar moved that the House adjourn until tomorrow, January twenty-second, at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SIXTEENTH DAY

House of Representatives
Helena, Montana, January 22, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the Chair.

Invocation by the Chaplain.

On roll call all members present except: Kinville and Marshall excused by unanimous consent of the House on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifteenth legislative day find same to be correct.

DARLINTON, Chairman.

Moved by Darlinton, duly seconded and carried that the above report be adopted.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce the following bills:

By Purnell: A Bill for an Act entitled: "An Act licensing and regulating the practice of electrotheraphy and the use of the X-Ray and providing penalties for the violation of this Act."

By Angvick and Henderson: A Bill for an Act entitled: "An Act relating to the closed and open season for muskrats within the State of Montana, providing for the powers of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation."

By Jones, Merritt, Nagle, Dellwo and Jameson: A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana, 1921, relating to the basis of valuation for the purpose of imposition of taxes."

REPORTS OF STANDING COMMITTEES

The following reports of Standing Committees were received:

January 21, 1929.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

Position	Name
Stenographer	Susan Davidson
Stenographer	Alice Weinberg
Assistant Sergeant-at-Arms	L. V. McFatridge

RYDER, Chairman.

Moved by Ryder, duly seconded and carried that above report be adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 27, introduced by Committee on State Lands, a Bill for an Act entitled: An Act to amend Section 1916 of the Revised Codes of the State of Montana 1921, as amended by Chapter 70 of the 1925 Session Laws, authorizing the redemption of certain bonds held by the State before the dates on which the same become optional or redeemable according to the terms and conditions thereof, respectfully report as follows: That House Bill No. 27, Do Pass.

NELSTEAD, Chairman.

Moved by Nelstead, duly seconded and carried that report of Committee on State Lands be adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 28, introduced by Committee on State Lands, A Bill for an Act entitled: "An Act to amend and re-enact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of cancelled certificates of purchase of State Lands, respectfully report as follows: That House Bill No. 28, Do Pass.

NELSTEAD, Chairman.

Moved by Nelstead, duly seconded and carried, that report of Committee on State Lands be adopted.

Mr. Speaker: We, your Committee on Development and Publicity having had under consideration, House Bill No. 26, A Bill for an Act entitled: "An Act to authorize the State Board of Land Commissioners to purchase, lease, receive, create and establish State Parks; to provide for their public use, administration, management, control, operation, and regulation; to create and designate a State Park Director and to define his powers and duties; and to repeal all Acts and parts of Acts in conflict herewith." And

that the same is hereby amended by striking out Section 6 of the Bill, respectfully report as follows: That House Bill No. 26, do pass as amended.
BUDAS, Chairman.

Moved by Budas, duly seconded and carried, that the report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times by title only and referred to committees:

H. B. No. 33, by Jones: A Bill for an Act entitled: "An Act to amend Section 5247, Revised Codes of Montana, 1921, Political Code." Referred to Committee on Revenue and Taxation.

H. B. No. 34, by Jones: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns: authorizing the creation, maintenance, and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring

H. B. No. 35, by Rigg: A Bill for an Act entitled: "An Act to amend Section 3386, Revised Codes of Montana, 1921, relating to trespassing animals within herd-districts, the proceedings in respect thereto, and disposition of proceeds of sale." Referred to Committee on Agriculture.

H. B. No. 36, by Parker: A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to the priority rights in the appropriation of water and giving preference to uses of water for certain beneficial purposes." Referred to Committee on Irrigation and Water Rights.

H. B. No. 37, by Dougherty and MacRae: A Bill for an Act entitled: "An Act prohibiting driving on the highways of this State while under the influence of intoxicating liquor or narcotic drugs and providing penalties for the violation of this Act." Referred to Committee on Public Safety.

H. B. No. 38, by Printing Committee: A Bill for an Act entitled: "An Act to provide for the letting of contracts for public printing, fixing the prices therefor, providing a penalty for violation of this Act, and to repeal Section 4482 of the Revised Codes of the State of Montana for 1921." Referred to Committee on Printing.

H. B. No. 39, by Buck: A Bill for an Act entitled: "An Act to amend Section 5306 of the Revised Codes of Montana, 1921, providing for the discontinuance of streets by the council, by allowing the same to be done upon the petition of only the owners of lots on the portion of the street or alley to be closed." Referred to Committee on Affairs of Cities.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that the Select Committees appointed to investigate the State Institutions at Boulder, Warm Springs and Galen be given until January thirtieth in which to submit their reports. Duly seconded and carried.

Darlington moved that House Bills No. 10 and 25 be recalled from the Committee on New Counties and Divisions and re-referred to the Committee on Townships and Counties. Seconded and carried. There being no objections the Speaker recalled House Bills No. 10 and 25 and re-referred them to the Committee on Townships and Counties.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Flachsenhar moved that the communications be considered read at length and the Journal so show. Seconded and carried.

Helena, January 21, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Sibbert, duly seconded and carried, the President of the Senate appointed Senators, Schnitzler, Higbie and Porter to act with a like committee, previously appointed by the House, to investigate the matter of gas tax refund.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, January 21, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Kane was this day adopted:

"I move that a Committee of five be appointed to confer with the Governor and the State Tax Commission as to their proposed methods of balancing the provisions of the budget, and the anticipated revenue, and that this committee be requested to report any specific recommendations made, such report to be submitted prior to the thirty-first legislative day."

WHEREUPON, the President of the Senate appointed the following Senators: Stewart, Pauline, Wuerthner, Duncan and Bergstrom.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, January 21, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bills were this day given:

By Ruffcorn: A Bill for an Act relating to giving notice of intention to marry and requiring application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued.

By Shelver: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of 1927, defining the qualifications of Police Officers in the cities and towns of the State of Montana, and repealing all Acts and parts of Acts in conflict therewith."

By Thien and Ruffcorn: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana, 1921, as amended by Section 11, Chapter 40, of the Session Laws of the Eighteenth Legislative Assembly, relating to Hail Insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund."

UNFINISHED BUSINESS

The following report was received from the Committee on Engrossing.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed. 4-5-7.

GREEN, Chairman.

Moved by Flachsenhar that the House adjourn until tomorrow morning January twenty-third at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SEVENTEENTH DAY

House of Representatives
January 23, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Hanley and Thorburn, absent; Kinville and Marshall, excused on account of illness.

Report by Journal Committee as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the sixteenth legislative day find same to be correct.

DARLINTON, Chairman.

On motion of Darlinton, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication received:

Mrs. John E. Erickson will be "at home" at the Executive Mansion from four to six o'clock in the afternoon of the following Thursdays: January 24 and 31; February 7, 14 and 21. A cordial invitation is given to Members of the Legislative Assembly, their wives and guests.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Lillis: A Bill for an Act entitled: "An Act to amend Section 1 of an Act to amend and re-enact Section 7173 of the Revised Codes of Montana of 1921, as amended by Section 3 of Chapter 157, of the Session Laws of the Eighteenth Legislative Assembly, and as amended and re-enacted in Chapter 116, of the Session Laws of the Twentieth Legislative Assembly, relating to irrigation districts, salary of commissioners, penalty for interest in contract and bonds of commissioners."

By Darlinton: A Bill for an Act entitled: "An Act to amend Section 6328 of the Revised Codes of Montana of 1921, relating to annual reports of Fraternal Benefit Societies."

By Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act to amend Section 1267 of the Revised Codes of Montana, as amended by Chapter 94 of the laws of the Twentieth Legislative Assembly, relating to the appointment of County High School Trustees."

By Committee on State Lands: A Bill for an Act entitled: "An Act providing for the unified investment and administration by the State Board of Land Commissioners under the provisions of Article XXI of the Constitution of certain public funds under the jurisdiction of the State, the plan to be designated as the Unified Investment Plan; prescribing the duties of certain State officials in connection with this plan; and repealing Sections 5613 and 5614 of the Revised Codes of Montana of 1921, Section 270 of the said code as amended by Chapter 122 of the laws of the Nineteenth Legislative Assembly, and all other Acts and parts of Acts in conflict with the provisions of this Act."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Sections 2907, 2914, 2918, 2923, 2924, 2944, 2952 and 2959 of the Revised Codes of Montana of 1921, and Sections 2912, 2913, 2915 and 2917 and 2920 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925, relative to Workmen's Compensation."

REPORTS OF SELECT COMMITTEES

The following reports were received:

Mr. Speaker and Members of the House of Representatives:

We, your special committee appointed by virtue of and pursuant to House Resolution No. 3, visited the Tuberculosis Sanitarium at Galen, Montana, on January 18, 1929, and then inquired into the needs and cost of certain improvements and replacements requested by the Superintendent thereof.

Among other improvements, the Superintendent of the above Sanitarium has requested the construction of a hospital building for the benefit of the attending physicians and to equip the same with modern equipment for research and diagnosis work at an estimated cost of \$40,000.00 for the said building and \$20,000.00 for the equipment and furnishings to be installed therein.

We find that the Sanitarium has not equipment to enable the attending physicians to make proper research and diagnosis of the different cases admitted to the Sanitarium and have not hospital facilities to enable the physicians to properly do their work. We believe, however, that with the use of brick made by the State Institution and with available labor that could be employed from the Prison, the said building could be constructed for a sum not to exceed \$24,201.00 and that the said building could be furnished and equipped with modern and up-to-date equipment for a sum not to exceed \$17,304.00.

We, therefore, recommend that there be constructed at the Tuberculosis Sanitarium at Galen, Montana, an additional building to be known as a hospital building and that the same be furnished and equipped in order to provide the attending physicians with every facility necessary to carry on their work, and that the sum of \$24,201.00 be appropriated for the purpose of the construction of said building and the sum of \$17,304.00 be appropriated for the purpose of furnishing and equipping the same.

Respectfully submitted,

JOHNSON, Chairman.

Johnson moved Report received be referred to Committee on Appropriations and that Committee be excused. There being no objections, so ordered.

Mr. Speaker and Members of the House of Representatives:

We, your Special Committee, appointed by virtue of and pursuant to House Resolution No. 3 visited the State Penitentiary on January 18, 1929, and then inquired into the needs and cost of certain improvements and replacements requested by the Warden thereof.

Among other improvements, the Warden has requested the construction of an addition to the Auto License office or building 40x60 feet in dimension at an estimated cost of Twelve Thousand Dollars (\$12,000.00), and has also requested an appropriation of Three Thousand Dollars (\$3000.00) for furniture and fixtures to equip and furnish the same.

We find the facilities in the auto License office or building to be crowded and not sufficiently large to properly take care of the continual increasing business of this department. We believe, however, that an addition to this building of the size before stated would be entirely ample for the needs of this department for several years to come and that such addition, with the aid of available labor at the Penitentiary, could be constructed for a sum not to exceed Seven Thousand Dollars (\$7000.00) and could be furnished and equipped for a sum not to exceed Two Thousand Dollars (\$2000.00), these amounts to be paid out of the Auto Theft Fund which is at this time ample for that purpose.

We, therefore, recommend that the Warden of the Penitentiary be authorized to construct such an addition to the Auto License building, and that the sum of Seven Thousand Dollars (\$7000.00) be appropriated for

that purpose, and we further recommend that the sum of Two Thousand Dollars (\$2000.00) be appropriated for the purpose of furnishing and equipping the same, the above said sums to be appropriated and taken from the Auto Theft Fund.

Resectfully submitted,

JOHNSON, Chairman.

Johnson moved Report received be referred to Committee on Appropriations.

There being no objections, so ordered.

REPORT OF STANDING COMMITTEE

The following reports of Standing Committees were received:

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 22

A Bill for an Act entitled: "An Act to repeal Sections 12075, 12076, and 12077 of the Revised Codes of Montana of 1921 relating to Intermediate Sentence and Parole." Respectfully report as follows: That House Bill No. 22 Do Pass.

LEAVITT, Chairman.

Leavitt moved Report be adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 16

A Bill for an Act entitled: "An Act to amend Section 1921 of the Revised Codes of Montana of 1921, as amended by Chapter 46 of the Laws of the Eighteenth Legislative Assembly, Relating to Sale of Lands for Taxes by County Treasurer." Respectfully report as follows: That House Bill No. 16 Do Pass.

LEAVITT, Chairman.

Leavitt moved report be adopted; so ordered.

Mr. Speaker: We, your Committee on Privileges and Election having had under consideration, House Bill No. 3 introduced by Besancon and Tinsley:

A Bill for an Act entitled: "An Act to amend Section 715, 716 and 720 Revised Codes 1921 and Section 717 as amended by Chapter 151 Session Laws 1923, relating to Voting by Absent Voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries." Respectfully report as follows: That House bill No. 3 be amended by inserting after the word "by" in line 20 of Section 1 thereof the word "age", and by striking out the word "illness" in line 30 of Section 2 thereof, and inserting in lieu thereof the word "sickness" and by inserting the word "age" after the word "of" in line 28 of Section 3 thereof, and as amended that House Bill No. 3 Do Pass.

KNIGHT, Chairman.

Knight moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on Privileges and Election having had under consideration, House Bill No. 15 introduced by Johnson:

A Bill for an Act entitled: "An Act amending Section 591 of the Revised Codes of Montana, 1921, fixing the Compensation of Boards of Election." Respectfully report as follows: That House Bill No. 15 be amended by striking out the words "seventy-five" after the word "at" in line 10 of Section 1 thereof, and in lieu thereof the word (50), and as amended House Bill No. 15 do pass.

KNIGHT, Chairman.

Knight moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration House Bill No. 19, introduced by Miller of Fergus and Leavitt:

A Bill for an Act entitled: An Act to amend Section 4805 of Revised Codes of Montana 1921 relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and providing for additional information in connection therewith. Respectfully report as follows: That House Bill No. 19 do pass.

BRETZKE, Chairman.

Bretzke moved report be adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times, by title only and referred to following committees:

H. B. No. 40, by Angvick and Henderson: A Bill for an Act entitled: "An Act relating to the closed and open season for muskrats within the State of Montana, providing for the powers of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation." Committee on Fish and Game.

H. B. No. 41, by Purnell: A Bill for an Act entitled: "An Act licensing and regulating the practice of electrotherapy and the use of the X-ray and providing penalties for the violation of this Act." Public Health and Sanitary Affairs.

H. B. No. 42, by Jones, Merritt, Nagle, Dellwo and Jameson: A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana, 1921, relating to the basis of valuation for the purpose of imposition of taxes." Committee on Revenue and Taxation.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following messages were received from the Senate:

Moved by Flachsenhar that the messages be considered read at length and the Journal so show. There being no objections, so ordered.

Helena, January 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, confirmed the appointment of Daniel J. Muri as a member of the State Board of Equalization for the term of six years, beginning the first day of March 1929.

J. F. CONE,
Secretary of the Senate.

Helena, January 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to the respective committees:

S. B. No. 13, by Thien and Ruffcorn: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, relating to Hail Insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund." Rear first and second time and referred to Committee on Insurance.

S. B. 14, by Shelver: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of 1927, defining the qualifications of Police Officers in the cities and towns of the State of Montana, and repealing all Acts, in conflict

therewith." Read first and second time and referred to Committee on Counties and Towns.

Respectfully,

J. F. CONE,

Secretary of the Senate.
Helena, January 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bill was this day given:

By Cooper: A Bill for an Act entitled: "An Act to amend Section 6521, Revised Codes of Montana, 1921. concerning regulations affecting Railroad corporations operating within the State of Montana."

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF HOUSE BILLS.

House Bill No. 4, introduced by Willard, Shepard, Marshall and Besancon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: Clausen, Dean, Steeves. Total 3.

Absent and not voting: Kinville, Marshall and Thorburn.

H. B. No. 5 introduced by Marshall, Willard, Shepard and Besancon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Jones, Knight, Kruse, Lewis, Lillis, MacRae, Mason, Manning, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Steeves, Sullivan, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Anderson, Budas, Clausen, Dean, Fairgrieve, Freed, Green, Jergensen, Leavitt, Leavens, Logan, Lucas, Merritt, Moss, Reed, Sheffer, Simpson, Tinsley, Warren. Total 19.

Absent and not voting: Kinville, Marshall and Thorburn.

H. B. No. 7, introduced by Moulton, Miller, Hanley and Salyerds of Fergus, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin),

Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Anderson, Budas, Johnson, Kinville, Marshall, Metlen and Thorburn. 7.

Flachsenhar moved that the House recess until 2:00 p. m. this afternoon. Duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

Flachsenhar requested the members of the Committee on Agriculture be excused for the afternoon session, also that Barry of Silver Bow be excused.

The Committee on Printing reported as follows:

Helena, Montana, January 23, 1929.

Mr. Speaker: We your Committee on Printing, to whom was referred House Bills Nos. 26-27-28 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Erickson: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the Eighteenth Legislative Assembly of 1923, as further amended by Chapter 76 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and as further amended by Chapter 77 of the Twentieth Legislative Assembly of 1927, relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board, and tuition for such pupils and providing for appeal."

By Leavitt: A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 of the Revised Codes of Montana of 1921 providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon."

REPORTS OF SELECT COMMITTEES

The following report of Select Committee was received.

The clerk read pages one, two and 22 lines on page three of said report.

MINUTES OF THE MEETING MADE BY THE COMMISSION FOR THE INVESTIGATION OF THE EASTERN MONTANA NORMAL SCHOOL

We, your special committee appointed to make a survey of the achievements and needs of the Eastern Montana Normal School at Billings, Montana, beg to report the following:

Registration:

1. Number of students on opening day, September 12, 1927—135.
2. Number September 12th, 1928—160.
3. Present enrollment—251.
4. Total fall quarter, 1927—149.
5. Total fall quarter 1928—245. See Chart 1.
6. Attendance summer school, 1928—306.

A. Actual number enrolled at Dillon two years ago	Gross	666
	Net	550
Actual number enrolled at Billings one year ago	Gross	187
	Net	162
Actual number enrolled at Dillon one year ago	Gross	511
	Net	416
Actual number now enrolled at Billings	Gross	282
	Net	251
Actual number now enrolled at Dillon	Gross	451
	Net	382

Estimated increase in normal school attendance during this period is one-third from September 12th, 1927 to January 7th, 1929.

Length of the School year is 45 weeks.

Attendance at the Miles City Regional Summer School—117.

Chancellor Brannon appoints a local director and Dr. McMullen recommends the faculty. They are under the jurisdiction of the Eastern Montana Normal School. They send their grades to the Eastern Montana Normal School.

Students obtain room and board on the average of about \$30.00 a month.

Question?—Are they living cheaper here now, around the city than if they could live in dormitories? Answer—just about as cheaply. Question?—How many students do you think could go out and find rooms without building dormitories? Answer—The City of Billings could house all of them if called upon to do so.

Question? How about dormitories? Answer—If the laws could be amended so that dormitories could be built and pay for themselves, we could charge \$35.00 a month for room and board and give the students good, fine accommodations and pay for the dormitory in twenty years.

There are 17 faculty members and three members in the business office.

The institution pays no rent to the Yellowstone District No. 2, but it pays for refurnishing.

Number of rooms which the institution occupies: (offered by Yellowstone District No. 2).

Administration building—6

McKinley building—3.

Broadwater building—2.

Jefferson building—1.

Washington building—4

We rent a small store building for the department of oral English.

Two year course for graduation. A second grade certificate can be obtained at the end of three regular quarters and a summer session.

We keep our students in the Billings system about one-sixth of the time. Second year people have intensive teaching for one-half day for three months.

We graduated 45 students the first year, and at present have one hundred and twenty-seven teachers out in the field.

The appropriation for the first year was \$50,000.00 and for the second year, 1928-29, was \$70,000.00. The expense on repairs and replacements

was \$5,000.00. Our heat, light, and water bill for last year was \$750.00 for ten months.

Question—Do you have any form of an assembly? Answer—Yes, we have a weekly luncheon at the Commercial Club of the entire student body for 35c each. The Commercial Club offers us the use of that building for any use that we may want it for. We have 150 folding chairs to use in an assembly hall in the Commercial Club. Other chairs furnished as needed by the Club.

For \$60.00 per month, we rent the Y. M. C. A. Their athletic director coaches our basket ball team. We have about twenty boys in the student body.

Question—What appropriations have you asked for? Answer—Our request is this: We have asked for \$350,000.00; \$200,000.00 to be spent the first year and \$150,000.00 to be spent the second year; the building to be built in wings. This is just the capital investment—not including the operating expenses.

Question—Would your plans or specifications be drawn up so you could add to this building? Answer—Yes.

Question—How many students can you take care of in the building you are asking for? Answer—Five or six hundred students and a training school, which would be in the same building for the present. Also, a gymnasium and an assembly hall that would seat 1,200 people.

We have made no request for a dormitory. Billings will take care of our people.

The steel chairs that we have bought can be moved in to the new building. We have a good bit of projection apparatus and science equipment.

Every teacher has a master's degree, except the music and art specialists.

Question—With the room you have now, could you stand much of an increase? Answer—Not much.

The contract with Yellowstone District No. 2 expired this year on January 1st, 1929. They need our library now, because the high school has no library.

The high school teachers have been bearing the load of teaching our girls and we haven't paid them a cent. We have almost one-half of the Billings system helping us.

Question—Would you need an increase in faculty if you moved into the new building? Answer—Yes, we would have to have an increase in faculty, but we would still keep our first year people in the Billings System. We would like to have our girls in the rural communities for training.

How many counties have you represented at the present time? Answer—42 out of 56.

Arnold moved that we dispense with reading the Geographical Distribution, Fall quarter 1928, and resume reading following the list of counties. There being no objection, so ordered.

GEOGRAPHICAL DISTRIBUTION—FALL QUARTER 1928

Beaverhead	Granite	Madison	1
Big Horn 6	Hill	Meagher	3
Blaine	Jefferson	Mineral	
Broadwater	Judith Basin	Musselshell	11
Carbon	Lake	Missoula	2
Carter	Lewis and Clark.....	Park	8
Cascade	Liberty	Petroleum	2
Chouteau	Lincoln	Phillips	
Custer	McCone	Pondera	1

Daniels	1	Roosevelt	1	Powder River	2
Dawson	4	Rosebud	6	Powell	---
Deer Lodge	---	Sanders	---	Prairie	4
Fallon	2	Sheridan	1	Ravalli	1
Fergus	7	Silver Bow	1	Richland	4
Flathead	1	Stillwater	13	Valley	4
Gallatin	4	Sweet Grass	7	Wheatland	---
Garfield	6	Teton	3	Wibaux	3
Glacier	2	Toole	1	Yellowstone	74
Golden Valley	10	Treasure	1	Out of State.....	7

Our site is east of the 110th meridian, and most of our students come from east of the 110th meridian, and most of our teachers are east of the 110th meridian. Refer to charts Nos. 1 and 2.

A further survey of the Eastern Montana Normal School discloses the fact that 251 students were at present being housed in six buildings of the Billings system, scattered over an approximate area of two miles as disclosed by Chart No. 3.

The expenditures as presented in the budget for the year 1927-1928 cover only a ten month period, due to the fact that the most of the salaries did not start until the first of September of that year. All other years will show a twelve month period.

Inasmuch as the survey made by this Committee discloses the facts as mentioned above, and inasmuch as the Eastern Montana Normal School is and has been designated a state institution and has carried on for the past two years under conditions that cannot possibly exist for any length of time in a manner that is a credit, not only to the people of Billings, but to President McMullen and the faculty, as well as the most loyal student body;

Inasmuch as these conditions mentioned consist of the State of Montana in part, existing on the charity of the people of Billings, which is rapidly being stretched to the limit, as well as their capacity for caring for the ever-growing student body and school needs;

That the students are at present forced to cover the long stretches, regardless of weather to attend their various classes, thus taking up valuable time and cutting down their own efficiency;

That many of the rooms now being used are in some cases not only unsanitary, being located in basements with little or no ventilation;

That there is considerable confusion caused by the conducting of the Normal School classes in buildings also occupied by the city schools and many other unsatisfactory conditions.

Inasmuch as the City of Billings, thru its progressive business men have donated one of the choicest sites that could possibly be obtained, located practically within the city limits, easily accessible, with water, sewer and gas and other conveniences necessary at hand, scenically ideal, comprising 52 acres which is now deeded to and owned by the State of Montana, which plot cost the business men of Billings \$25,000.00.

Therefore, we your Committee do hereby recommend that adequate appropriation be made to care for the present needs and future growth of the Eastern Montana Normal School, located at Billings and believe that the requests made in the appropriation budget are not in excess of the immediate needs.

C. F. MURPHY,
J. W. HANLEY,
S. C. ARNOLD, Chairman.

Arnold moved that the report be accepted and referred to the Committee on Appropriations and that this committee be excused.

REPORTS OF STANDING COMMITTEES

The following reports of Standing Committees were received:

Mr. Speaker: We, your Committee on Fish and Game having had under consideration, House Bill No. 40, introduced by Angvick and Henderson being an Act relating to closed and open season for muskrats within the State of Montana, providing for the powers of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation, respectfully report as follows: That House Bill No. 40 do pass. Committee on Fish and Game.

NELSON, Chairman.

Nelson moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 31, introduced by Merritt, A Bill for an Act entitled: "An Act to amend Section 439 of the Revised Codes of Montana of 1921, as amended by Chapter 124 of the Session Laws of Montana of 1925, providing for salaries of janitors, watchmen and engineers at the State Capitol, and providing for the salary of a carpenter employed at the State Capitol," respectfully report as follows: That House Bill No. 31 do pass.

ALEX FAIRGRIEVE, Chairman.

Fairgrieve moved that report be adopted. So ordered.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 20, a Bill for an Act entitled: "A Bill for an Act defining the qualifications of Police Judge of cities having a population of thirty thousand or over," respectfully report as follows: That House Bill No. 20, do not pass.

LEAVITT, Chairman.

Leavitt moved that report be adopted. So ordered.

Mr. Speaker: We, your Committee on printing, having had under consideration, House Bill No. 38, A Bill for an Act entitled: "An Act to provide for the letting of contracts for public printing, fixing the prices therefor, providing a penalty for violation of this Act, and to repeal Section 4482 of the Revised Codes of the State of Montana for 1921," respectfully report as follows: That House Bill No. 38, do pass.

HANLEY, Chairman.

Hanley moved the report be adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times, by title only and referred to the following committees:

H. B. No. 43, By Lillis: A Bill for an Act entitled: "An Act amending Section 3186 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 91 of the laws enacted by the Twentieth Legislative Assembly of the State of Montana, to exclude therefrom the drug *Marihuana* (*Cannabis Indica*).". Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 44, By Lillis: A Bill for an Act entitled: "An Act to regulate the production, use, sale, dispensing and possession of *Marihuana* (also known as *Cannabis Indica*, *Cannabis Sativa* and *Indian Hemp*), or any derivative, mixture or preparation thereof, providing penalties for the violation of the provisions hereof, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Public Health and Sanitary Affairs.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate.

Helena, January 23, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion of Senator Kane was this day adopted:

"I move that a Committee of three be appointed to visit the State Institution at Boulder to work in conjunction with a Committee previously appointed by the House, and I further move that a Committee of five be appointed to inspect the State's prison, the State Hospital at Warm Springs, and the Sanitarium at Galen, and report conditions at these institutions for the information of the Senate."

Respectfully,

J. F. CONE, Secretary of the Senate.

Moved by Flachsenhar, duly seconded and carried that the other Senate communications be considered read at length and the Journal so show.

Helena, January 23, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bill was this day given:

By Wheeler: A Bill for an Act entitled: "An Act permitting the destruction of satisfied chattel mortgages and conditional bills of sale, together with the satisfaction thereof, one year after such satisfaction."

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, January 23, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to the respective Committees:

S. B. No. 16, By Cooper: A Bill for an Act entitled: "An Act to amend Section 6521, Revised Codes of Montana, 1921, concerning regulations affecting Railroad corporations operating within the State of Montana." Read first and second time and referred to Committee on Railroads and Transportation.

S. B. No. 15, By Ruffcorn: A Bill for an Act relating to giving notice of intention to marry and requiring application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued. Read first and second time and referred to Committee on Judiciary.

Respectfully,

J. F. CONE, Secretary of the Senate.

Moved by Flachsenhar, duly seconded and carried, that the House adjourn until tomorrow, Thursday, January twenty-fourth at 10:30 a. m.

R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

EIGHTEENTH DAY

House of Representatives

Helena, Montana, January 24, 1929

House convened at 10:30 a. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Kinville and Marshall, excused on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the Seventeenth Legislative Day find same to be correct.

DARLINTON, Chairman.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Budas: A Bill for an Act entitled: "An Act relating to the payment of taxes on real estate when such real estate is in any drainage district or irrigation district."

By Budas: A Bill for an Act entitled: "An Act relating to the describing of adjudicated water rights in any stream or other source of supply, providing a method for so doing, and permitting the holders of water rights to have former decrees concerning the same rights."

By Willard and Besancon: A Bill for an Act entitled: "An Act to amend Section 4810 of the Revised Codes of Montana 1921 relating to the inspection of public records."

By Leavitt and Simpson: A Bill for an Act entitled: "An Act appropriating money for the payment to Custer County Free High School of Custer County, Montana for expenses incurred for the school year of 1927-1928 and now being incurred for the current year in furnishing High School training and education to State, charges and inmates of the Montana State Industrial School."

By Leavitt and Simpson: A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments and irrigation taxes on certain state lands situate within the exterior boundaries of the Tongue and Yellowstone River Irrigation District in Custer County, Montana."

By Sample: A Bill for an Act entitled: "An Act to amend Section 8814 Revised Codes of Montana of 1921, relating to salaries of District Judges."

REPORTS OF SELECT COMMITTEES

The following report was received from the select committee appointed to act under H. R. No. 3:

Mr. Speaker and Members of the House of Representatives:

We, your special committee, appointed by virtue of and pursuant to House Resolution No. 3, visited the Montana State Hospital for Insane at Warm Springs, Montana, on January 18, 1929, and then inquired into the needs and cost of certain improvements requested by the Superintendent thereof.

The Superintendent has requested the construction of a building for the purpose of housing the criminal insane which are now confined to the Hospital. The Superintendent has also requested the construction of a building to be used for the accommodation and housing of the physicians attending the Hospital, also a new boiler room and the installing therein of an additional boiler and stoker, and has also requested appropriations for the purpose of constructing other buildings. The Superintendent has estimated that the cost of the construction of the building to be used for housing the criminal insane would be approximately, by contract, \$121,600.00; by using inmate labor and brick made by inmates, approximately \$92,200.00; that the cost for the construction of the building for the accommodation of the physicians would be approximately, by contract, \$35,600.00; by using labor and bricks made by inmates, approximately \$30,200.00, and the cost of constructing an addition to the boiler room and

installing a new boiler and stoker would be approximately the sum of \$8,000.00. The Superintendent has estimated that the total cost of construction of the different buildings which he has requested, using brick manufactured at the Hospital and available labor, would be approximately \$130,400.00 in addition to the cost of furnishing the same.

We find that the building now used for the purpose of housing the criminal insane, which have been committed to the institution, is entirely inadequate both in size and construction to be used for that purpose; that the interior is a frame structure and a very serious fire hazard, it is one of the oldest buildings at the institution and in case of fire it would be practically impossible to save any of the inmates therefrom with the result that the State of Montana might be criminally liable in neglecting to provide suitable and safe living quarters for its inmates in case of disaster; we, therefore, earnestly recommend that a new building for this purpose be authorized. We also find that the Hospital has not, at this time, adequate or sufficient quarters for the physicians at the Hospital, and that the heating plant is not of sufficient size to provide for the needs of the institution and to take care of emergencies. We believe, however, that the building for the purpose of housing the criminal insane can be constructed with the use of brick manufactured at the Hospital and with available labor at a sum not to exceed \$75,360.00; that the building to be used for quarters for the physicians can be constructed at a cost not to exceed \$18,137.00, and that an addition to the boiler room can be constructed and a new boiler and stoker installed therein at a cost of not to exceed \$7,198.00. We believe that the cost of the equipment of the above said buildings would cost not to exceed \$11,313.00. The Superintendent has also requested the construction of a three story male hospital building 45x160 feet in dimension at an estimated cost of \$113,300. We do not consider the need of this building imperative at this time, and in view of the financial condition of the State, we do not recommend the construction of the above said building.

We, therefore, recommend that the Superintendent of the Montana State Hospital for Insane be authorized to construct a building for the purpose of housing the criminal insane, said building to be constructed in accordance with the specifications submitted to your committee, and that the sum of \$75,360.00 be appropriated for that purpose. We further recommend that a new building for the purpose of providing quarters for the attending physicians be constructed in accordance with the specifications submitted to your committee, and that the sum of \$18,137.00 be appropriated for that purpose. We further recommend that the Superintendent be authorized to construct an addition to the heating plant and to install therein a new boiler and stoker according to specifications submitted to your committee, and that the sum of \$7,198.00 be appropriated for that purpose. We further recommend that the sum of \$11,313.00 be appropriated for the purpose of furnishing and equipping the said above buildings, the construction of which is hereby recommended as aforesaid.

Respectfully submitted,

(Signed) JOHNSON, Chairman.

Moved by Flachsenhar, duly seconded and carried that the report be received and referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times, by title only and referred to the following committees:

H. B. No. 45, by Moulton, Miller of Fergus, Salyerds and Hanley: A Bill for an Act entitled: "An Act to amend Section 1267 of the Revised Codes of Montana as amended by Chapter 94 of the laws of the Twentieth Legislative Assembly relating to the appointment of County High School Trustees." Committee on Education.

H. B. No. 46, by Lillis: A Bill for an Act entitled: "An Act to amend Section 1 of an Act to amend and re-enact Section 7173 of the Revised Codes of Montana, of 1921, as amended by Section 3 of Chapter 157, of the Session Laws of the Eighteenth Legislative Assembly, and as amended and re-enacted in Chapter 116, of the Session Laws of the Twentieth Legislative Assembly, relating to irrigation districts, salary of commissioners, penalty for interest in contract and bonds of commissioners." Committee on Irrigation and Water Rights.

H. B. No. 47, by Darlington: A Bill for an Act entitled: "An Act to amend Section 6328 of the Revised Codes of Montana of 1921, relating to annual reports of Fraternal Benefit Societies." Committee on Insurance.

H. B. No. 48, by Committee on State Lands: A Bill for an Act entitled: "An Act providing for the unified investment and administration by the State Board of Land Commissioners under the provisions of Article XXI of the Constitution of certain public funds under the jurisdiction of the State, the plan to be designated as the unified investment plan; prescribing the duties of certain State officials in connection with this plan; and repealing Sections 5313 and 5614 of the Revised Codes of Montana of 1921, Section 270 of the said Code as amended by Chapter 122 of the laws of the Nineteenth Legislative Assembly, and all other Acts and parts of Acts in conflict with the provisions of this Act." Committee on State Lands.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that the Speaker appoint a committee of three to visit the sick members of the house. Seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried that the House resolve itself into Committee of the Whole for the consideration of General Orders.

Moss of Flathead in the chair.

The committee arose.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bills Nos. 26, 27, and 28, respectfully report as follows: That House Bill No. 26 do pass. That House Bill No. 27 be amended by inserting in first line of title after word "Act" the following: "entitled "An Act," do pass as amended. That House Bill No. 28 be amended by inserting in first line of title after word "Act," the following: "entitled. An Act," do pass as amended.

MOSS, Chairman.

On motion of Moss, report adopted.

UNFINISHED BUSINESS

Mr. Speaker announced the appointment of the following Committee to look after the sick members: Pauly of Powell, Lucas of Meagher and Freed of Petroleum.

Flachsenhar requested Johnson, Brown of Gallatin and Brown of Cascade, Darlington, Leavitt and Logan be excused for the balance of this week to go to Boulder on investigational trip under provisions of House Resolution No. 2. There being no objections the members were excused.

Flachsenhar moved that the House recess until 2:00 p. m. this afternoon.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

Flachsenhar announced the former members present this afternoon:

Burns of Blaine and Shields of Cascade.

Speaker appointed Nagle and Moss to escort Burns and Shields to seats with him.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By English of Deer Lodge and Knight: A Bill for an Act entitled: "An Act relating to the hours of fishing for game fish within the State of Montana, providing for the powers and duties of the State Fish and Game Commission relative to the provisions of this Act, making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof."

By Willis: A Bill for an Act entitled: "An Act providing for the placing in the National Statuary Hall in the Old Hall of the House of Representatives in the National Capitol Building at Washington, D. C., of a statute of the late Charles Marion Russell."

By Purnell: A Bill for an Act entitled: "An Act requiring vehicles other than motor vehicles to display lights between one hour after sunset and one hour before sunrise while being operated on public highways and providing penalty for violation of this Act."

By Fulsher, Moulton and Dellwo: A Bill for an Act entitled: "An Act relating to forms of application for teaching positions in the public schools to be prescribed by the Superintendent of Public Instruction."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF THE SAME

HOUSE JOINT MEMORIAL NO. 1

Introduced by Ross, Lewis, Jameson and Besancon

Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the Beet Sugar Industry.

To the Honorable Senate and House of Representatives of the United States of America:

Your Memorialists, the members of the Twenty First Legislative Assembly of the State of Montana, the House of the Senate concurring, respectfully represent:

Whereas, it appears that the Congress of the United States will in the near future enact a tariff law; and

Whereas, the schedules of said law may have a vital effect upon the agricultural industry of the State of Montana, and particularly upon the raising of sugar beets in this state; and

Whereas, the growing of sugar beets and the production of sugar is now an important industry in the State of Montana, and it appears that said industry will become of increasing importance in the future; and

Whereas, by reason of the large importation of sugar from points outside of the continental United States of America, which sugar has in the past come in free of duty, or at excessively low tariff rates, the very life of the domestic beet sugar industry is threatened; and

Whereas, the loss of such industry or the impoverishment thereof would be harmful and dangerous to the business life of this state;

Now Therefore, be it Resolved, That it is the sense of your Memorialists, the Legislative Assembly of the State of Montana, that the Congress of the United States, should by proper legislation adequately protect our beet sugar industry from foreign importations to an extent at least sufficient to equalize the cost of production at home and abroad; and to limit the free entry of sugar from wheresoever it may come, to the end that such sugar may not be in competition in the domestic market with that portion of the total consumption of sugar in the United States, which can be supplied by domestic production; and

Be it Further Resolved, That a copy of this Memorial duly Authenticated, be sent to the Senate and House of Representatives of the United States and to each of the Senators and Representatives of Montana in Congress.

(Signed)

ROSS,
LEWIS,
JAMESON,
BESANCON.

Referred to Committee on Agriculture.

Dellwo announced Judge Meigs, former Speaker of House, was present.

Mr. Speaker appointed Dunn and Sample to escort Judge Meigs to a seat with him.

Nagle announced Joe Oker, former member of House, present and thereupon the Speaker requested Leavens and Waite to escort him to a seat with the others near the Speaker.

Nagle requested that Cooney of Silver Bow be excused for the afternoon, and there being no objections Cooney was excused.

CONSIDERATIONS OF MESSAGES FROM SENATE

The following communications were received from the Senate:

Helena, January 24, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that in accordance with the motion of Senator Kane, the President of the Senate this day appointed the following Senators to act with a like Committee from the House to visit the State Institution at Boulder: Senator Eaton, Mears and McQuitty; to inspect the State Prison, the State Hospital at Warm Springs and the Sanitarium at Galen, Senators Larson, Dowlin, McCormick, Baker and Delaney.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Flachsenhar moved that the communications from the Senate be considered read at length and Journal so show. Seconded and carried.

Helena, January 24, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to standing committees:

H. B. No. 4, introduced by Willard, Shepard and Besancon and Marshall: Referred to Committee on Education.

H. B. No. 5, introduced by Marshall, Willard, Shepard and Besancon: Referred to Committee on Taxation.

H. B. No. 7 introduced by Moulton, Miller, Hanley and Salyerds: Referred to Committee on Education.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, January 24, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of bills were this day given:

By Survant and Keeley: A Bill for an Act entitled: "An Act to authorize the issuance of free transportation by common carriers of passengers to furloughed employees and their families, to disabled or infirm employees, to the families of disabled or infirm employees, to the widows and minor children of employees who were killed or died in the service of such common carriers, to witnesses, for remains of persons who died in service and to ex-employees traveling for purpose of entering service of a common carrier."

By Survant: A Bill for an Act entitled: "An Act to amend sections 2209 of the Revised Codes of Montana of 1921 relating to giving notice of application for tax deed."

By McCormick and McCleary: A Bill for an Act entitled: "An Act providing for the supervision, regulation and taxation of persons or corporations engaged as common carriers of persons or property over the highways of the state."

Also, the following Senate Bill was introduced by Senator Wheeler, read first and second time and referred to Committee on Judiciary.

S. B. No. 17: A Bill for an Act entitled: "An Act permitting the destruction of satisfied Chattel mortgages and conditional bills of sale together with the satisfaction thereof one year after such satisfaction."

J. F. CONE,
Secretary of the Senate.

UNFINISHED BUSINESS

The following report was received from the Engrossing Committee:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 26—28.

GREEN, Chairman.

Flachsenhar announced that today was the birthday anniversary of Bonine of Hill County.

Flachsenhar moved that the House adjourn until tomorrow morning, January twenty-fifth at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

NINETEENTH DAY

House of Representatives
Helena, Montana, January 25, 1929

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except: Brown of Cascade, Brown of Gallatin, Darlington, Johnson, Leavitt, Logan, excused to go to Boulder on investigational trip as a committee; Kinville and Marshall excused on account of illness; Nelstead and English of Silver Bow excused for the day; Knight absent; Roll excused on account of fire at his greenhouse.

The Journal Committee submitted the following report:

Mr. Speaker: We, your committee on Journal having examined the Journal for the eighteenth legislative day find same to be correct.

NAGLE (for the Committee).

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, January 25, 1929

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 40, 19, 3, 28, 16, 31, 15, 22, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

COMMUNICATIONS AND PETITIONS

The following communication was received and read by the Clerk:

Rev. J. Hosking, Chaplain of the Senate, will preach in the St. Paul M. E. Church Sunday morning at 11 o'clock a. m., to which all members of the House are cordially invited. St. Paul's M. E. Church is opposite the Court House on Broadway.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Ekegren and Ross: A Bill for an Act entitled: "An Act legalizing all elections heretofore held authorizing the issuance of bonds by any county of this State, to create or increase any indebtedness of such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the laws of 1923."

REPORTS OF STANDING COMMITTEE

The following reports of Standing Committees were received:

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration House Bill No. 41, A Bill for an Act entitled: "An Act licensing and regulating the practice of electrotherapy and the use of the X-Ray and providing penalties for the violation of this Act," respectfully report as follows: That House Bill No. 41 do not pass.

THORBURN, Chairman.

Moved by Thorburn that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration House Bill No. 43, A Bill for an Act entitled: "An Act amending Section 3186 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 91, of the Laws enacted by the Twentieth Legislative Assembly of the State of Montana, to exclude therefrom the drug Mariahuana (Cannabis Indica)," respectfully report as follows: That House Bill No. 43 do pass.

THORBURN, Chairman.

Moved by Thorburn that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration House Bill No. 44, A Bill for an Act entitled: "An Act to regulate the production, use, sale, dispensing and possession of Mariahuana (also known as Cannabis Indica, Cannabis Sativa and Indian Hemp), or any derivative, mixture or preparation thereof, providing penalties for the violation of the provisions hereof, and re-

pealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 44 do pass.

THORBURN, Chairman.

Moved by Thorburn that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Committee on Agriculture having had under consideration House Joint Memorial No. 1, Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the beet sugar industry, respectfully report as follows: That House Joint Memorial No. 1 do pass.

BUDAS, Chairman.

Moved by Budas that report be adopted. Carried and so ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to the following Committees:

H. B. No. 49, by Purnell: A Bill for an Act entitled: "An Act requiring vehicles other than motor vehicles to display lights between one hour after sunset and one hour before sunrise while being operated on public highways and providing penalty for violation of the Act." Committee on Public Safety.

H. B. No. 50, By Willard and Besancon: A Bill for an Act entitled: "An Act to amend Section 4810 of the Revised Codes of Montana 1921, relating to the inspection of public records." Committee on Townships and Counties.

H. B. No. 51, By Budas: A Bill for an Act entitled: "An Act relating to the payment of taxes on real estate when such real estate is in any drainage district or irrigation district." Committee on Ways and Means.

H. B. No. 52, by Besancon: A Bill for an Act entitled: "An Act to amend Sections 2912, 2913, 2914, 2915, 2918, 2920, 2921, 2994 and 2995 of the Revised Codes of Montana 1921 as amended by Chapter 121 Session Laws 1925, relating to the Workmen's Compensation Law; and providing compensation for injury producing temporary total disability, compensation for injury producing total disability permanent in character, compensation for partial disability permanent in character, compensation for partial disability, compensation for injury causing death, specifying date from which compensation may be paid, providing compensation for certain specified injuries, defining hernia cases, fixing amount of deposit by employers under Plan Three, specifying the manner and time for making payment of assessments, and repealing all Acts and parts of Acts insofar as the same may conflict herewith." Committee on Workmen's Compensation.

H. B. No. 53, By English of Deer Lodge and Knight: A Bill for an Act entitled: "An Act relating to the hours of fishing for game fish within the State of Montana, providing for the powers and duties of the State Fish and Game Commission relative to the provisions of this Act, making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof." Committee on Fish and Game.

THIRD READING OF HOUSE BILLS

H. B. No. 26, introduced by Shepard, having been read three several times, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Budas, Burrell Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Lewis, Lillis, Lucas,

MacRae, Mason, Manning, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: George, Jensen, Metlen, Simpson, Waite. Total 5.

Absent and not voting: Brown (Cascade), Brown (Gallatin), Darlington, Dunn, English (Silver Bow), Johnson, Kinville, Knight, Leavitt, Logan, Marshall, Nelstead, Roll, Salyerds, Wickware, Moss. Total 16.

H. B. No. 28, introduced by Committee on State Lands, Nelstead, Chairman, having been read three several times, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kruse, Leavens, Lewis, Lillis, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Besancon, Fairgrieve, Jergensen, Nagle, Total 4.

Absent and not voting: Brown (Cascade), Brown (Gallatin), Darlington, English (Silver Bow), Johnson, Kinville, Knight, Leavitt, Logan, Lucas, Marshall, Nelstead, Roll, Sample. Total 14.

H. B. No. 27, introduced by Committee on State Lands, Nelstead, Chairman, having been read three several times, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Doran, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Lewis, Lillis, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent not voting: Brown (Cascade), Brown (Gallatin), Darlington, English (Deer Lodge), English (Silver Bow), Johnson, Kinville, Knight, Leavens, Leavitt, Logan, Lucas, Moss, Murphy, Nelstead, Ryder, Sample, Marshall, Roll. Total 19.

The Engrossing Committee submitted the following report:

Mr. Speaker: We, your Comittee on Engrossing, beg leave to report the following bills correctly engrossed: 27.

GREEN, Chairman.

Green moved the Report be adopted. So ordered.

Flachsenhar moved the House recess until 2:00 p. m. this afternoon. Duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

Flachsenhar requested that the Committee on Livestock and Ranges be excused for the afternoon session. There being no objections, committee was excused.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Willard: A Bill for an Act entitled: "An Act relating to and to regulate the granting of new trials and the reversal and setting aside of Judgment in criminal actions.

By Barry and Ballard: A Bill for an Act entitled: "An Act defining certain offenses by drivers of automobiles and prescribing penalties therefor."

By Hodgskiss: A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark Counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation."

By Curran and Lillis: A Bill for an Act entitled: "An Act to provide for the creation of a State library extension commission, prescribing the duties of said board and making an appropriation for the maintenance thereof."

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received and read:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 42, A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana 1921, relating to the basis of valuation for the purpose of imposition of taxes, respectfully report as follows: That H. B. No. 42, do pass.

JAMESON, Chairman.

Moved by Jameson that the Report be adopted. Carried and so ordered.

Flachsenhar requested that the chairman of the Appropriations Committee give brief explanation of the proposed bill. Jameson responded.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 51, A Bill for an Act entitled: "An Act relating to the payment of taxes on real estate when such real estate is in any drainage district or irrigation district, respectfully report as follows: That H. B. No. 51, be referred to Judiciary Committee.

DUNN, Chairman.

Moved by Dunn that the Report be adopted. Carried and Report referred to Judiciary Committee.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration State of Idaho Senate Joint Resolution No. 2, proposing an application to Congress to call a constitutional convention for the purpose of amending the constitution of the United States to make subject to taxation all evidence of indebtedness of the United States, the several states, municipal corporations, counties, and all taxing subdivisions and taxing units thereof, together with the interest on and income from such evidence of indebtedness, respectfully report as follows: That Resolution No. 2, be adopted.

DUNN, Chairman.

Moved by Dunn that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Sub-committee on Ways and Means, having had under consideration H. B. No. 30, An Act to amend Sections 8607, 8608, 8609, 8610, and 8611 of the Revised Codes of Montana of 1921, regulating the sale in bulk of goods; wares; merchandise; furniture; fixtures, and equipment and all personal property used in the business of the vendor, and making provision for the protection of the creditor of the vendor, respectfully report as follows: That House Bill No. 30, be amended by striking out the semicolon after the word "equipment" in the sixth line; after the word and figures "Section 6807," and inserting a comma after the word "equipment," and striking out the three words "or personal property," and that the same amendment be made, and the same three words be stricken out in the fifth line of the second page. Also the Thirteenth, twentieth, twenty-fifth and twenty-sixth line of page 2; the tenth, twenty-first and twenty-second lines of page 3; the eighth, twenty-seventh and twenty-eighth lines of page 4.

That the word "sure" in the third line up from the bottom of page 3 be stricken out and the word "such" be inserted.

That the words "trustees or assignees for the benefit of creditors" in the last paragraph of page 5 be stricken out.

As so amended we recommend to the committee that the Bill do pass.
BESANCON, Chairman of Sub-Committee.

Moved by Dunn that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Committee on Fish and Game having had under consideration House Bill No. 53, being An Act relating to the hours of fishing for game fish within the State of Montana, providing for the powers and duties of the State Fish and Game Commission relative to the provisions of this Act, Making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof, respectfully report as follows: That House Bill No. 53, do pass.

NELSON, Chairman.

Moved by Nelson that report be adopted. Carried and so ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second time by title, only, and referred to committees:

H. B. No. 54, By Budas: A Bill for an Act entitled: "An Act relating to the describing of adjudicated water rights in any stream or other source of supply, providing a method for so doing, and permitting the holders of water rights to have former decrees concerning the same rights." Committee on Irrigation and Water Rights.

H. B. No. 55, By Erickson: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the Eighteenth Legislative Assembly of 1923, as further amended by Chapter 76 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and as further amended by Chapter 77 of the Twentieth Legislative Assembly of 1927, relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board, and tuition for such pupils and providing for appeal." Committee on Education.

H. B. No. 56, By Fulsher, Moulton and Dellwo: A Bill for an Act entitled: "An Act relating to forms of application for teaching positions in the public schools to be prescribed by the Superintendent of Public Instruction." Committee on Education.

MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, January 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, confirmed the appointment of:

Austin B. Middleton of Miles City, Custer County, to be Warden of the State Prison for the term of four years, beginning March 6, 1929.

Dr. H. A. Bolton of Helena, Lewis and Clark County, to be Superintendent of the Asylum for the Insane, for the term of four years, beginning March 7, 1929.

I. M. Brandjord of Ronan, Lake County, to be Commissioner of State Lands and Investments, for the term of four years, beginning April 16, 1929.

Respectfully,

J. F. CONE, Secretary of the Senate.

Moved by Flachsenhar, duly seconded and carried, that the communications received from the Senate be considered read at length and Journal so show.

Helena, January 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Standing Committees this day reported as follows:

That Senate Bill No. 9, introduced by Wuertner, referred to Committee on Corporations Other than Municipal, do not pass.

That Senate Bill No. 13, introduced by Thien and Ruffcorn, referred to Committee on Insurance, do pass.

That Senate Bill No. 16, introduced by Cooper, referred to Committee on Railroads and Transportation, do pass.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, January 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Shelver: A Bill for an Act entitled: "An Act to permit cities to levy and collect a tax for the purchase of, or to create a fund for the purpose of purchasing fire equipment and fire apparatus, and providing that said fund cannot be used for any other purpose, or be transferred to any other fund, and providing a penalty for the using of the same, and providing that the Treasurer of cities shall be liable on their bonds for using of said fund for any other purpose other than for purchasing fire equipment or fire apparatus."

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, January 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced, read first and second time, and referred to Committee on Railroads and Transportation:

S. B. No. 18, By Railroads and Transportation Committee: A Bill for an Act entitled: "An Act to authorize the issuance of free transportation by common carriers of passengers to furloughed employees and their families, to disabled or infirm employees, to the families of disabled or infirm employees, to the widows and minor children of employees who were killed or died in the services of such common carriers, to witnesses, for remains of persons who died in service and to ex-employees traveling for purpose of entering service of a common carrier."

Respectfully,

J. F. CONE, Secretary of the Senate.

There being no objection Speaker reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received:

Mr. Speaker: We, your Committee on Irrigation and Water Rights having had under consideration House Bill No. 36, A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to the priority rights in the appropriation of water and giving preference to uses of water for certain beneficial purposes, respectfully report as follows: That House Bill No. 36, do not pass.

LILLIS, Chairman.

Moved by Lillis that report be adopted. Carried and so ordered.

Mr. Speaker: We, your Committee on Irrigation and Water Rights having had under consideration House Bill No. 46, introduced by Lillis, A Bill for an Act entitled: "An Act to amend Section 1 of an Act to amend and re-enact Section 7173 of the Revised Codes of Montana, of 1921, as amended by Section 3 of Chapter 157, of the Session Laws of the Eighteenth Legislative Assembly, and as amended and re-enacted in Chapter 116, of the Session Laws of the Twentieth Legislative Assembly, relating to irrigation districts, salary of commissioners, penalty for interest in contract and bonds of commissioners, respectfully report as follows: That House Bill No. 46, do pass.

LILLIS, Chairman.

Moved by Lillis that report be adopted. Carried and so ordered.

Flachsenhar announced it would be inadvisable to consider General Orders Monday morning; that this being the 40th anniversary of Hagestad's birthday, moved House adjourn until Monday morning at 10:30 a. m. January twenty-eighth. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-NINTH DAY

House of Representatives
Helena, Montana, February 4, 1929

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the Twenty-sixth Legislative Day find same to be correct. Your Committee further reports that there was no blank sheet in Journal Book No. 1, that carried the page numbers 73 and 74. Therefore we have instructed the Journal Clerk to insert a blank page with the above information typed thereon.

DARLINTON, Chairman.

There being no objections, reported adopted.

TWENTY-NINTH DAY

House of Representatives
Helena, Montana, February 4, 1929

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the Twenty-sixth Legislative Day find same to be correct. Your Committee further reports that there was no blank sheet in Journal Book No. 1, that carried the page numbers 73 and 74. Therefore we have instructed the Journal Clerk to insert a blank page with the above information typed thereon.

DARLINTON, Chairman.

There being no objections, reported adopted.

TWENTY-SECOND DAY

House of Representatives
Helena, Montana, January 28, 1929

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

In the absence of the Chaplain prayer was led by Willard of Missoula.

On roll call all members present, except: Benjamin, Clausen, Roll, excused as out of town; Chatham, Dellwo, Kinville, Woodcock, excused on account of illness; Brown of Cascade, George, Goodwin, Jensen, Metlen, Nelstead, O'Day, Warren, Willis, absent.

Speaker announced quorum present and House in order.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Nineteenth Legislative Day find same to be correct.

DARLINTON, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Committee on Livestock and Public Ranges: Leavens, Chairman: "An Act to amend Section 3307 of the Revised Codes of Montana of 1921, relating to fees for recording and rerecording marks and brands and for certificates or certified copies of such records."

By Committee on Livestock and Public Ranges: Leavens, Chairman: A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling and shipment of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers, for the inspection and tagging of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this act, and repealing Chapter 121 of the Laws of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith.

By Committee on Livestock and Public Ranges: Leavens, Chairman: "An Act to amend Section 2078 and 2081 of the Revised Codes of Montana of 1921, providing for a tax upon live stock and the distribution and use of the taxes realized therefrom."

REPORTS OF STANDING COMMITTEES

The following reports of Standing Committees were received:

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 32, A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles: Persons exempted; when the license is suspended or revoked; persons ineligible for licensure; possession of license card; recording of licenses issued, suspended or revoked, expense records; providing for collection and distribution of fees; prescribing penalties," respectfully report as follows: That House Bill No. 32 be amended by striking out in line three of Section 7 the word "Either" following the word "by" and inserting after the word "Mother" in the same line the words "if she is the head of the family" and in lines three and four striking out the words "of the applicant if" also by inserting at the end of Section 9 the subsection: (f) Any person refused a driver's license for any cause whatsoever shall have the right of appeal to the district court. And as amended we recommend that same be passed.

MILLER of Fergus, Vice-Chairman.

Miller moved that the report be adopted. So ordered.

INTRODUCTION OF BILLS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 57, By Barry and Ballard: A Bill for an Act entitled: "An Act defining certain offenses by drivers of automobiles and prescribing penalties therefor." Committee on Public Safety.

H. B. 58, By Curran and Lillis: A Bill for an Act entitled: "An Act to provide for the creation of a State Library Extension Commission, prescribing the duties of said board and making an appropriation for the maintenance thereof." Committee on Libraries.

MOTIONS AND RESOLUTIONS

Moved by Leavitt, duly seconded and carried, that House Bills Nos. 6 and 17 be recalled from the Judiciary Committee and referred to the Committee on Revenue and Taxation.

Willard moved that Col. Prescott, former member of the House who was present, be invited to a seat with the Speaker, whereupon the Speaker invited Col. Prescott to be seated with him.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved the House pass consideration of General Orders for the morning session. Seconded and carried.

Flachsenhar moved the House recess until two o'clock this afternoon. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

COMMUNICATIONS AND PETITIONS

The following communications were received:

To Members of House of Representatives and Senate:

The Annual Meeting of the Helena Membership of the Commercial Service Association will be held at the Placer Hotel Grill, at 6:30 p. m. today,

January 28, 1929. Merchant members of the House of Representatives and Senate are cordially invited to attend.

Signed,
H. C. McCUIN, Chairman of Local Board.
C. B. STREEDBECK, Secretary.

Helena, January 28, 1929

Mr. Speaker: I hereby give notice that I will on tomorrow move that hereafter all bills on third reading be read by history, title and section number only except appropriation bills, provided however, that any bill or section of the bill may be read at length upon request of any member.

FLACHSENHAR.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Buck and Moss: "An Act to amend Section 5025 of the Revised Codes of Montana, 1921, concerning the appointment and salaries of city clerks in cities and towns."

REPORT FROM SELECT COMMITTEE

Mr. Speaker: The Sick Committee of the House beg leave to report that so far as we have been able to learn, the following members are ill:

Woodcock, Chouteau; Dellwo, Lake; C. C. Clausen, Park; Sam Kinville, Silver Bow; Jimmy Chatham, Silver Bow.

Representatives Woodcock and Dellwo are at the St. John's Hospital and their condition today is somewhat improved.

Representative Clausen is confined to his room with a severe attack of the flu as is Jimmy Chatham of Silver Bow.

Sam Kinville is suffering from a severe attack of rheumatism after a relapse following his operation.

Flowers have been sent to all the members mentioned above and your Committee will call upon them personally at the close of the afternoon session.

The Committee will greatly appreciate it if members of the House would inform them as to any other members who are ill and not included in the above list. Signed,

PAULY, Powell,
LUCAS, Meagher,
FREED, Petroleum,
Sick Committee.

REPORT FROM STANDING COMMITTEES

Helena, Montana, January 28, 1929

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 30, 42, 53, 43, 44, 46 and House Joint Memorial No. 1 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Moved by Hanley that report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

Mr. Speaker recalled H. B. No. 58 from the Committee on Libraries, where it was inadvertently referred this morning, and requested reading of same at length.

H. B. No. 58, By Curran and Lillis: A Bill for an Act entitled: "An Act to provide for the creation of a State Library Extension Commission, prescribing the duties of said board and making an appropriation for the maintenance thereof," having been read first and second times at length, referred to Committee on Appropriations.

H. B. No. 59, introduced by Hodgskiss, A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark Counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation," having been read first and second times by title only, referred to Committee on Fish and Game.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved the House resolve itself into Committee of the Whole for the consideration of General Orders. Duly seconded and carried.

Mr. Nagle in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration H. Bills Nos. 3, 15, 16, 19, 22, 31, 38, 40, respectfully report as follows:

That H. B. No. 3 do pass.

That H. B. No. 15 do pass.

That H. B. No. 16 do pass.

That H. B. No. 19 be amended as follows: In Section 1, by striking out the line 12 of the printed bill, beginning with the word "and" all the remaining words in that paragraph and by substituting a period for the comma after the word "therein." That House Bill No. 19 do pass as amended.

That House Bill No. 22, be amended by adding at the end of Section 1 the following words, to-wit: "Provided, however, that such repeal shall not affect any person now imprisoned under any conviction and sentence by any Court of this State." That House Bill No. 22 do pass as amended.

That House Bill No. 31 be amended in Section one by striking out in line 5, "Capitol guides" and inserting in lieu thereof the words "Utility men." Amend Section one by striking out in lines 8 and 9 the words and figures "Five Dollars per day" and inserting in lieu thereof the words "One Hundred Fifty-two dollars per month." Amend Section one by striking out in lines 9 and 10 "Five Dollars and fifty cents per day" and inserting in lieu thereof the words "One Hundred and seventy dollars per month." That House Bill No. 31 do pass as amended.

That House Bill No. 38 be amended in the title by striking out the title thereof and inserting in lieu thereof the following: A Bill for an Act entitled: "An Act to amend Section 4482 of the Revised Codes of Montana of 1921 relating to contracts for public printing, fixing the prices therefor, and providing a penalty for violation of this Act." Amend Section I of H. B. No. 38 by inserting after the period after Section 1 the following: "That Section 4482 of the Revised Codes of Montana of 1921 be and the same is hereby amended to read as follows: "4482." Amend Section 1 by correcting line 139 to read—139 Printed page, full Russia, \$32.65 34.90 37.75 39.40 41.25 and by correcting line 158 to read—158 Plain $\frac{3}{4}$ Russia \$25.15 27.40 29.65 31.90 34.15. Amend by the insertion of a new section following Section 3 to be numbered Section 4 and to change the numbering of succeeding sections to conform, the new section to read as follows: Section 4—

None of the provisions of this Act shall apply to any printing or advertising that may be required in connection with the holding of county fairs and expositions. Amend Section 7 of H. B. 38 by striking all of Section 7.

Moved by Leavitt, duly seconded and carried, that further consideration of H. B. 38 be passed for the day, with the proposed amendments as adopted.

H. B. No. 40, do pass.

NAGLE, Chairman.

Nagle moved that the report of Committee of the Whole be adopted.
Duly seconded and carried.

There being no objections House reverted to Order of Business No. 2.

NOTICES

Helena, Montana, January 26, 1929

Mr. Speaker: We hereby give notice that we will on tomorrow or some subsequent day, introduce a bill entitled:

A Bill for an Act entitled: "An Act to create a public corporation to be known as 'The State Bar of Montana;' to provide for its organization, government, membership and powers; to regulate the practice of law in the State of Montana; to provide penalties for the violation of this Act, and to repeal Sections 8937, 8938, 8939, 8942, 8945, 8946, 8947, 8948, 8949, 8950, 8952, 8953, 8955, 8956, 8957, 8959 and 8960 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith." Knight, Beasancón, Nagle, Shepard, Jameson.

INTRODUCTION OF BILLS AND MEMORIALS

Moss requested permission to introduce, without previous notice, House Joint Resolution No. 1, By Moss, George and Salyerds, "A concurrent Resolution memorializing Congress to pass and the President to approve at this session H. R. 14665 by Colton, as amended," There being no objections H. J. R. No. 1, was read at length and referred to Committee on Highways.

Flachsenhar moved that in honor of the sixty-sixth birthday anniversary of Mr. Steeves, that the House adjourn until tomorrow, Tuesday, January twenty-ninth at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-THIRD DAY

House of Representatives

Helena, Montana, January 29, 1929.

House convened at 10:30 a. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Benjamin, Chatham, Clausen, Dellwo, Kinville, Nelstead, Woodcock, excused: Cooney, Goodwin, Ross, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the twenty-second legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

I desire to heartily thank the members of twenty-first assembly and the sick committee for the beautiful flowers. I was a mighty sick man Sunday. But have turned for the better, and will be back with you in a surprisingly short time.

JOHN WOODCOCK.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Buck: A Bill for an Act entitled: "An Act to repeal Section 11179 of the Revised Codes of Montana of 1921."

REPORT OF SELECT COMMITTEE

Mr. Speaker: The Sick Committee of the House called on all the sick members yesterday afternoon and begs to report as follows:

Representative Woodcock who is at St. John's Hospital is very critically ill with pneumonia. His wife and son have been sent for, and although his condition yesterday was somewhat improved, he is still dangerously ill.

Representative Dellwo, who underwent a minor operation, is doing nicely and expects to be back about the middle of the week.

Representatives Kinville, Clausen and Chatham are all well on the way to recovery, and should be with us again in a day or two.

(Signed)

PAULY,
LUCAS,
FREED,
Sick Committee.

REPORT OF STANDING COMMITTEES

The following report was received from the Judiciary committee and read:

Mr. Speaker: We, your Committee on Judiciary having had under consideration, House Bill No. 29: A Bill for an Act entitled: "An Act to amend Section 10306, Montana Revised Codes of 1921, Relating to the loaning and investment of Moneys belonging to estates of deceased persons, minors and incompetents," respectfully report as follows: That House Bill No. 29 be amended by adding the following words to the end of Section 1, to-wit: "Provided, nothing herein contained shall be construed to authorize the investment of trust funds by executors, administrators, guardians, or trustees in contravention of Article 5, Section 37, of the Constitution of the State of Montana," and that as so amended House Bill No. 29 do pass.

LEAVITT, Chairman.

Leavitt moved report be adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, An Act to amend Section 4810 of the revised codes of Montana 1921 relating to the inspection of public records, respectfully report as follows: That House Bill No. 50 do pass.

BRETZKE, Chairman.

Flachsenhar moved report be adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills and resolutions were introduced, read first and second time by title only, and referred to committee: House Joint Resolution No. 2 being read first by title and the second time at length:

H. B. No. 60, By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act to amend Section 3307 of the Revised Codes of Montana of 1921 relating to fees for recording and rerecording marks and brands and for certificates or certified copies of such records. Committee on Livestock and Public Ranges.

H. B. No. 61, By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act to amend Sections 2078 and 2081 of the Revised Codes of Montana of 1921, providing for a tax upon livestock and the distribution and use of the taxes realized therefrom." Committee on Livestock and Public Ranges.

H. B. No. 62, By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling and shipment of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers, for the inspection and tagging of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Laws of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

H. B. No. 63, by Ekegren and Ross: A Bill for an Act entitled: "An Act legalizing all elections heretofore held authorizing the issuance of bonds by any county of this State to create or increase any indebtedness of such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the Laws of 1923." Committee on Judiciary.

H. B. No. 64, by Buck and Moss: A Bill for an Act entitled: "An Act to amend Section 5025 of the Revised Codes of Montana 1921, concerning the appointment and salaries of city clerks in cities and towns." Committee on Affairs of Cities.

H. B. No. 65, By Leavitt: A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 of the Revised Codes of Montana of 1921 providing for the classification of taxable property in this State for the purpose of taxation and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon." Committee on Revenue and Taxation.

House Joint Resolution No. 2, by Marshall and Willard: "A resolution expressing the desire of the people of the State of Montana to the Congress of the United States of America that they take into further consideration the resolutions heretofore introduced in both bodies of Congress, relating to an amendment to the Constitution respecting the time at which the President and Vice President and members of Congress shall assume their official duties." Committee on Federal Relations.

House Resolution No. 4, by Appropriations Committee:

Whereas, the 19th Legislative Assembly appropriated Seventy Thousand (\$70,000.00) Dollars for fire insurance on State owned property for three years beginning September 1, 1926, and,

Whereas, the fire insurance on State owned buildings and chattels will expire on August 31, 1929; and

Whereas, new buildings have been erected and new chattels purchased in the past three years, and no estimate has been furnished by the State

Board of Examiners as the amount of money needed for insurance on State property; and

Whereas, the Committee on Appropriations must have an estimate of the amount needed for such insurance in order to prepare an appropriation therefor;

Now, Therefore, be it resolved, that this resolution be referred to the proper Committee of the House and that complete details and information necessary to base an appropriation for insurance on, be procured by said Committee for the use of the Committee on Appropriations of the House. Committee on Insurance. Moved by Reed, seconded and carried, that Resolution be adopted.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that hereafter all bills on third reading be read by history, title and section number only, except appropriation bills, provided however, that any bill or section of the bill may be read at length upon request of any member. Duly seconded and carried.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

Flachsenhar moved that the communications from the Senate be considered read at length and the Journal so show. There being no objections, so ordered.

Helena, January 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate read first and second times and referred to the respective Committees:

H. B. No. 26, introduced by Shepard, referred to Committee on Public Lands.

H. B. No. 27, introduced by Committee on State Lands, referred to Committee on Finance and Claims.

H. B. No. 28, introduced by Committee on State Lands, referred to Committee on Public Lands.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, January 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to respective Committees:

S. B. No. 19, by Survant: A Bill for an Act entitled: "An Act to amend Section 2209 of the Revised Codes of Montana for 1921, relating to giving notice of application for tax deed." Read first and second time and referred to Committee on Taxation.

S. B. No. 20, by Shelver: A Bill for an Act entitled: "An Act to permit cities to levy and collect a tax for the purchase of, or to create a fund for the purpose of purchasing fire equipment and fire apparatus, and providing that said fund cannot be used for any other purpose, or be transferred to any other fund, and providing a penalty for the using of the same, and providing that the Treasurer of cities shall be liable on their bond for using of said fund for any other purpose other than for purchasing fire equipment or apparatus." Read first and second time and referred to Committee on Taxation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, January 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Ruffcorn, Johnson, and Bergstrom: A Bill for an Act entitled: "An Act amending Chapter 85 of Session Laws of 1923 relating to the depository of funds in the hands of the State Treasury; and providing for the security to be delivered by the Banks depositing as designated by the State Depository Board."

By Pauline: A Bill for an Act entitled: "An Act to give city or town councils power to prevent and punish gambling and maintaining of gambling houses, and to repeal Section 11179 of the Revised Codes of Montana of 1921 relating to the enactment of gambling ordinances by cities and towns."

Respectfully,

J. F. CONE,
Secretary of the Senate.

January 29, 1929.

The following report was received by the Committee on Engrossing and read

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 3-15-16-22-40.

GREEN, Chairman.

Green moved report be adopted. Carried.

THIRD READING OF HOUSE BILLS

H. B. No. 3, introduced by Besancon and Tinsley, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Burrell, Chapman, Curran, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Jameson, Jensen, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Monaghan, Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nicholson, Parker, Pauly, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson. Total 68.

Noes: Anderson, Arnold (Stillwater), Brown (Cascade), Budas, Fairgrieve, George, Henderson, Johnson, Jones, Merritt, Miller (Fergus), Moulton, O'Day, Purnell, Reed, Renwick, Roll, Salyerds, Willis, Mr. Speaker. Total 20.

Absent not voting: Benjamin, Chatham, Clausen, Cooney, Darlinton, Dellwo, Goodwin, Hanley, Hodgskiss, Kinville, Metlen, Nelstead, Shepard, Woodcock. Total 14.

H. B. No. 15, introduced by Johnson, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlinton, Dean, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 83.

Noes: Arnold (Rosebud), Dougherty, Freed, Gordon, Green, Waite, Warren. Total 7.

Absent not voting: Benjamin, Chatham, Clausen, Cooney, Dellwo, Ekegren, Goodwin, Kinville, Leavens, Moss, Nelstead, Woodcock. Total 12.

H. B. No. 16, introduced by Leavitt, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington,, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 90.

Noes: None.

Absent not voting: Benjamin, Chatham, Clausen, Cooney, Dellwo, Goodwin, Kinville, Leavens, Nelstead, Shepard, Thorburn, Woodcock. Total 12.

H. B. No. 22, introduced by Leavitt, having been read three several times, title and history agreed upon was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 91.

Noes: None.

Absent not voting: Benjamin, Chatham, Clausen, Cooney, Dellwo, Goodwin, Kinville, Logan, Nelstead, Thorburn, Woodcock. Total 11.

H. B. No. 40 introduced by Angvick and Henderson, having been read three several times, title and history agreed upon was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Gallatin), Buck, Burrell, Chapman, Curran, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, Parker, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Budas, Mr. Speaker. Total 83.

Noes: Besancon, Brown (Cascade), Gordon, Hodgskiss, Jensen, O'Day, Purnell, Salyerds, Warren, Willis. Total 10.

Absent not voting: Benjamin, Chatham, Clausen, Cooney, Dellwo, Goodwin, Kinville, Nelstead, Woodcock. Total 9.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that the House resolve itself into committee of the Whole for Consideration of General Orders.

Mr. Logan in the Chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House Bills Nos. 38, 42, 30, 43, 44, 46, 53, and J. M. No. 1, respectfully report as follows: That House Bills Nos. 38 and 42, on motion duly made and seconded, that consideration be passed for today.

H. B. No. 30, be amended in the title by striking out the words "and all personal property" in the fourth line of such title; do pass as amended.

H. B. No. 43, do pass.

H. B. No. 44, do pass.

H. B. No. 46, be amended by striking out in line 12 of section one the word "unanimous" and inserting in lieu thereof the words "a majority." As amended, do pass.

H. B. No. 53, on motion duly seconded and carried, further consideration of H. B. No. 53, passed for today.

H. Joint Memorial No. 1, do pass.

LOGAN, Chairman.

Logan moved report of Committee of the Whole be adopted. So ordered.

Flachsenhar moved that the House recess until 2:30 this afternoon. Duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Ueland: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana relating to the establishment of election precincts."

By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 89, Session Laws, 1925, an Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to purchase lands sold for delinquent taxes, whenever taxes or assessments of such irrigation districts form all or a part of the taxes for which said lands are sold; to purchase and take assignment of certificates of tax sales of said lands bid in by the county for delinquent taxes, being in whole or in part taxes or assessments of such irrigation districts; to take title to the lands so sold for taxes in case they are not redeemed, as provided by law; to purchase such lands from the county, when tax deeds therefor have issued to the county; to lease, operate, sell and dispose of the same as may seem for the best interest of such district; and to commence, maintain and prosecute suits to quiet title as to the lands so purchased; and relating to the period of redemption, and the issuance of tax deed of property in such irrigation district."

By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 7210 of the Revised Codes of Montana, 1921, as amended by Section 7 of Chapter 157, Laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and to amend Section 7211 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 161, Laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and repealing Sections 7216 Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7217, Section 7218 as amended by Section 3, Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7219, Section 7220, as amended by Section 11, Chapter 157, Laws of the Eighteenth Legislative Assembly, Sections 7221, 7222, 7223, Section 7224, as amended by Section 12 of Chapter 157, Laws of the Eighteenth Legislative Assembly, and Section 7225 of the Revised Codes of Montana, 1921, relating to petition for bonds proceedings or irrigation districts, action thereon, and confirmation of bond proceedings of irrigation districts, and to the creation of the irrigation district bond commission, prescribing its powers and duties, examination of irrigation districts and irrigation district bonds by said commission; certification of said bonds by Secretary of State, and making said bonds a legal investment for trust funds, etc."

By Jameson: A Bill for an Act entitled: "An Act designating the number of publications to be made under various laws of the State of Montana, and for the cure and validation of orders, findings, judgments, decrees and other proceedings based upon publications for the number of times prescribed herein."

The following report was received from the Engrossing Committee and read:

January 29, 1929.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 19-31.

GREEN, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received:

Mr. Speaker: We your committee on Insurance, having had under consideration House Bill No. 47, A Bill for an Act entitled: "An Act to amend Section 6328 of the Revised Codes of Montana of 1921, relating to the annual reports of fraternal benefit societies, "respectfully report as follows: That House Bill No. 47, do not pass.

SAMPLE, Chairman.

Sample moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Livestock and Public Ranges, having had under consideration House Bill No. 60, A Bill for an Act entitled: An Act to amend Section 3307 of the Revised Codes of Montana of 1921 relating to fees for recording and rerecording marks and brands and for certificates or certified copies of such records, respectfully report as follows: That House Bill No. 60, do pass.

LEAVENS, Chairman.

Leavens moved report be adopted. So ordered.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that House Bill No. 53 be taken from General Orders and referred to Committee on Fish and Game. Seconded and carried. So ordered.

THIRD READING OF HOUSE BILLS

House Bill No. 19, introduced by Miller of Fergus and Leavitt, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Buck, Total 91.

Noes: None.

Absent not voting: Chatham, Clausen, Cooney, Dellwo, George, Goodwin, Johnson, Kinville, Nelstead, Rigg, Woodcock. Total 11.

House Bill No. 31 introduced by Merritt, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Roll, Rolph, Ross, Renwick, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Arnold (Rosebud), Chatham, Clausen, Cooney, Dellwo, George, Goodwin, Hodgskiss, Johnson, Kinville, Nelstead, Rigg, Woodcock. Total 13.

Flachsenhar moved that House adjourn until Wednesday, January thirtieth at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-FOURTH DAY

House of Representatives
Helena, Montana, January 30, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Chatham, Clausen, Cooney, Dean, Dellwo, Kinville, Woodcock, excused on account of illness; Fulsher and Goodwin absent.

Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the twenty-third legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

Printing Committee reported as follows:

Helena, January 29, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 32 beg leave to report that the same has this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Helena, January 29, 1929.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 30-43-44-46-House Joint Memorial 1.

GREEN, Chairman.

Report adopted.

REPORT OF SELECT COMMITTEE

The Select Committee reported as follows:

Mr. Speaker: The Sick Committee of the House wishes to report that Mr. Byron Cooney of Silver Bow is confined to his room at the Martha Hotel with a severe attack of the flu. Your Committee called on Mr. Cooney and flowers have been sent.

Sam Kinville has suffered another relapse, is in considerable pain, and his condition is not improving.

Mr. Woodcock has staged a remarkable rally for a man of his age and is reported to be doing very nicely, though visitors are not yet allowed.

Messrs. Clausen and Chatham are both well on the way to recovery and should be with us again soon.

Mr. Dellwo has left the hospital and to use his own words is mending fast. He expects to be out to the House again either this afternoon or tomorrow.

Any member knowing of any other representatives on the sick list, please notify the Committee.

(Signed) PAULY,
LUCAS,
FREED,
Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were received from the Standing Committees:

Mr. Speaker: We, your committee on Agriculture having had under consideration House Bill No. 23, A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana 1921 relating to the creation of herd districts, their sizes, location, boundaries, population and procedure for the establishment thereof." Respectfully report as follows: That House Bill No. 23 Do Pass.

BUDAS, Vice-Chairman.

Budas moved the report be adopted. There being no objections, so ordered.

Mr. Speaker: We, your committee on Agriculture having had under consideration House Bill No. 21, A Bill for an Act entitled: "An Act to Amend Section 352 of the Revised Codes of Montana of 1921, as Amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, relating to hail insurance, providing for the Payment of Losses and fixing the amount that may be levied for the reserve fund." Respectfully report as follows: That House Bill No. 21 Do Pass.

BUDAS, Vice-Chairman.

Budas moved the report be adopted. There being no objections, so ordered.

Mr. Speaker: We, your committee on Highways having had under consideration, House Joint Resolution No. 1, respectfully report as follows: That H. J. Resolution No. 1 Do Pass.

MOSS, Chairman.

Moved by Moss that report be adopted. There being no objections so ordered.

Mr. Speaker: We, your committee on Highways having had under consideration House Bill No. 2: A Bill for an Act entitled: "An Act to amend Section 1674 of the Revised Codes of Montana of 1921 and providing for abolition of Special Road Districts," respectfully report as follows: That House Bill No. 2 Do Pass.

MOSS, Chairman.

Moss moved report be adopted. There being no objections, so ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times by title only, and referred to committees:

H. B. No. 66, By Fairgrieve: A Bill for an Act entitled: "An Act to amend Sections 2817, 2907, 2914, 2918, 2923, 2924, 2944, 2952 and 2959 of the Revised Codes of Montana of 1921, and Sections 2912, 2913, 2915, 2917, and 2920 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925, relative to Workmen's Compensation and to repeal Section 2978 to 2989 inclusive, said sections having to do with Plan Number Two." Committee on Workmen's Compensation.

H. B. No. 67. By Ueland: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana relating to the establishment of election precincts." Committee on Privileges and Elections.

H. B. No. 68, By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 89, Session Laws, 1925, an Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to purchase lands sold for delinquent taxes, whenever taxes or assessments of such irrigation districts form all or a part of the taxes for which said lands are sold; to purchase and take assignment of certificates of tax sales of said lands bid in by the county for delinquent taxes, being in whole or in part taxes or assessments of such irrigation districts; to take title to the lands so sold for taxes in case they are not redeemed, as provided by law; to purchase such lands from the county, when tax deeds therefor have issued to the county; to lease, operate, sell and dispose of the same as may seem for the best interest of such district; and to commence, maintain and prosecute suits to quiet title as to the lands so purchased; and relating to the period of redemption and the issuance of tax deed property in such irrigation district." Committee on Irrigation and Water Rights.

H. B. No. 69, By Buck: A Bill for an Act entitled: "An Act to repeal Section 11179 of the Revised Codes of Montana of 1921." Committee on Affairs of Cities.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana
Office of The Governor
Helena

January 30, 1929.

The Speaker,
House of Representatives,
Helena, Montana.

In my message to the Assembly on the second day of the session, reference was made to the appointment of a Commission to study and report upon the matter of assessment of banks, the Commission having been appointed at the request of the State Association of County Commissioners.

This Commission has filed its report with me, and I have the honor to transmit herewith a copy of that report for consideration by your honorable body.

J. E. ERICKSON, Governor.

Moved by Flachsenhar, duly seconded and carried, that the Report transmitted by the Governor relative to the assessment of banks be considered read at length, the Journal so show, and the Report in full be spread upon the daily sheets.

To His Excellency, Hon. John E. Erickson,
Governor of the State of Montana, and
To the Hon. Members of the Twenty-
first Legislative Assembly of
The State of Montana.

In compliance with the request of his Excellency John E. Erickson, Governor of this State, the committee appointed by the Governor to investigate the tax situation in this State, with respect to national and state banks, and to report the result of such investigation and to recommend to your Hon. Body such legislation as may cure the present situation, this committee has the honor to report as follows:

Under the law as it existed in 1927 State Banks paid taxes on the value of all real estate, furniture and fixtures and personal property owned by such banks, except moneyed capital, at the same rate as individuals. They also paid taxes upon their moneyed capital which was ascertained by deducting from their moneys and credits the amount of the deposits and borrowed money. Their moneyed capital, as so ascertained, was then taxed upon forty per (40%) of its full and true value. The shares of stock in a State Bank were taxable to the owner of such shares assessed at their full value, except to the extent that that value was represented in property assessed and taxed to the bank itself and made the bank the agent of the shareholder for the payment of the tax.

A national bank was assessed upon its real estate, the same as individuals, and the shares of stock in the bank assessed at its full and true value determined by deducting the value of their real estate from their capital stock, surplus and undivided profits. After thus determining the value of such shares they were then taxed at forty per cent (40%) of their full and true value.

A national bank having been construed by the United States Supreme Court, an agency of the United States—created under its laws to promote its fiscal policies cannot be taxed either upon its property or upon its shares of stock by a State save by consent of Congress and then only in conformity with the restrictions attached to its consent. Congress has given this consent in Sec. 5219, U. S. Rev. Statutes, as amended, which provides:

"In the case of a tax on shares, the tax imposed shall not be at a greater rate than is assessed upon other moneyed capital in the hands of individual citizens of such State coming into competition with the business of national banks."

In 1922 in pursuance of the law as it then existed, the Assessor of Custer County assessed the shares of stock of the Commercial National Bank of Miles City upon forty per cent (40%) of their full and true value. This bank paid their taxes under protest and brought suit against the County for their return, claiming that other moneyed capital in the hands of individuals was employed in competition with such bank and that such moneyed capital was assessed upon a seven per cent (7%) basis while the value of their stock was assessed upon a forty per cent (40%) basis, and that such assessment was discriminatory and violated the provisions of Sec. 5219, just quoted.

The facts showed that large sums of money was being loaned in Custer County by private individuals upon promissory notes and that a reality company was engaged in the business of loaning money to individuals upon secured and unsecured notes and that there was also a building and loan association making loans upon real estate in substantial amounts.

The case went to the Supreme Court of the United States and in a memorandum decision that Court held that there was such discrimination as plaintiff claimed and ordered the taxes repaid to the plaintiff. (275 U. S. 502. See also, First National Bank of Hartford vs. Hartford, 273 U. S. 548, and Minnesota vs. First National Bank of St. Paul, 273 U. S. 561).

In compliance with this decision the State Board of Equalization directed the Assessors of Montana to assess the stock of a national banking association upon a seven per cent (7%) basis, leaving the moneyed capital of a state bank upon a forty per cent (40%) basis.

In accordance with these instructions the Assessor of Cascade County assessed the shares of stock of the Conrad Banking Corporation of Great Falls, a State banking institution, upon a forty per cent (40%) basis and they brought a suit against the County Assessor to require him to assess their shares of stock upon a seven per cent (7%) basis the same as the stock of a national bank.

Upon December 17th the Supreme Court of the State of Montana in this case held: "The law attempting to tax the State bank's stock on the forty per cent (40%) basis, property of exactly the same kind as national bank stock is a clear violation of the constitutional uniformity requirement," this uniformity requirement being Sec. 11 of Art. XII of the Montana Constitution which provides: "The taxes shall be levied and collected by general laws and for public purposes only. They shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax."

These decisions of the Supreme Court of the United States in the Miles City case and the Supreme Court of Montana in the Conrad Bank case results in forbidding the tax authorities to tax shares of stock in either a national or state bank, and the moneyed capital of a state bank in a class to exceed seven per cent (7%) of its full and true value. This amounts to a considerable loss of revenue to the State.

In the year 1928 the moneyed capital of State banks and stock assessed to stockholders of State and National banks taxable upon forty per cent (40%) of its value would have brought in taxes to the state and counties, by applying an average levy of seventy mills, the sum of \$284,819.50. If the taxable value was fixed at the seven per cent (7%) rate the amount of revenue in 1928 would be \$49,843.43, resulting in a loss of revenue in the sum of \$234,976.07.

Tax experts, Congress, and the United States Supreme Court have always made a distinction between moneyed capital in the hands of a bank, which is in the business of loaning money, buying and selling securities, rediscounting commercial paper, investing and reinvesting its funds and the moneyed capital of individuals who may loan money without any idea of a resale and reinvestment of the initial capital.

If the principle is sound that property should pay taxes in proportion to its earning ability, then moneyed capital when employed in the invest-

ment and reinvestment features of the banking business should pay a higher rate of tax than moneyed capital in the hands of an individual not engaged in such business.

The Supreme Court of Montana in the Conrad Bank case said: "In order to tax the shares pursuant to the Act of Congress and so that there shall not be any discrimination against them nor in their favor, it is obvious that national bank shares, state bank shares or moneyed capital employed in conducting a bank business by corporations in the State and moneyed capital in the hands of individual citizens of this State coming into competition with the business of banks, national and state, should be classified alike and taxed upon the same percentage of value. The next session of the Legislative Assembly undoubtedly will enact statutes designed to arrive at this highly desirable result."

In compliance with the suggestion of the Supreme Court and after consulting with representatives of different banking associations in this State, life insurance companies, representatives of building and loan associations, the Montana Tax payers Association, representatives of the Farm Bureau, and Grain Growers Association, and after consulting with various members of the legal profession, your committee has come to the conclusion that the present tax tangle may be remedied by the Legislature passing an Act defining moneys and credits in the hands of individuals, and moneyed capital when in the hands of a bank or corporation, or individuals carrying on a business which brings them in substantial competition with banks, and we are attaching hereto a copy of a proposed bill defining these various terms.

As to the class that moneyed capital, when used in the banking business, should be placed for the purpose of taxation, we leave to your Honorable Body. It is the opinion of this committee, however, that same should be placed in a class not less than thirty per cent (30%) of its true and full value. As to moneys and credits in the hands of individuals not in competition with banks, such credits should be classed at not less than seven per cent (7%) of their full and true value and taking into consideration the average mill levy in this State, we believe that such credits should be placed in the seven per cent (7%) classification.

We are also of the opinion that it is imperative in order to tax the shares of stock in a national banking association and to arrive at a valuation of same that does not discriminate against such shares, that bills, notes, bonds and other evidences of indebtedness secured by mortgage should be taxed. Our Constitution provides that such evidence of indebtedness may be exempt from taxation if the Legislature so desired.

Sec. 1998 provides among the other properties that may be exempt from taxation that "evidences of debt secured by mortgage of record upon real or personal property in the State of Montana" shall be so exempt from taxation.

It is the opinion of the committee that Sec. 1998 should be re-enacted and amended so as to strike out from such Section the above provision providing for the exemption of mortgage debts from taxation.

We wish also to call to the attention of the Legislature the last paragraph of Sec. 1996 which provides that "in making up the amount of credits which any person is required to list, he will be entitled to deduct from the gross amount the amount of all bona fide debts owing by him," etc. This has been copied into the Codes of 1921 from the Rev. Codes of 1907 but at the time of enacting the classification law passed in 1919, provided in class 5 that all credits secured or unsecured should be taxed without any deduction or offset and it has been held by the Attorney General and is the opinion of this committee and has been so treated by the tax authorities of this State that this provision of the classification law, amended by implication the last paragraph of Sec. 1996 and therefor Sec. 1996 should be amended by striking therefrom this paragraph.

Along this same line we wish also to call attention to Sections 2111 and 2112 Rev. Codes of 1921, providing for the method of computing the taxable property of insurance companies, and while Sec. 2112 provides that a life insurance company may deduct from their capital their legal reserve required by the laws of this State, or by the Insurance Department thereof, it has been the opinion of the tax authorities that under the provisions of subdivision 5 of Sec. 1999 that such insurance companies may not deduct from their taxable capital the amount of their required legal reserve.

You will appreciate the fact that the legal reserve required by the laws of this State and by the Insurance Department thereof are not considered an asset but, as a matter of fact, are a liability and are held in trust by the insurance company for the benefit of their policy holders and if such company be not penalized and that they be placed in the same category with banks in permitting banks to deduct their deposits, in all fairness we should permit life insurance companies to deduct the amount of their legal reserves required by law.

We recommend to the Legislature that life insurance companies be placed in the same class and taxed in the same manner as banks; that they be not favored nor discriminated against and that all their property, other than credits, shall be assessed and taxed as other property of like character, and that their credits, including evidence of indebtedness secured by mortgages, after deducting therefrom their legal reserve, be classified and taxed on the same basis as shares of stock in a national bank and the moneyed capital of a State bank for individuals engaged in the banking business.

As to building and loan associations, if this Legislature passes a law taxing mortgages and leaves the law as it now stands, by taxing the shares of stock in the hands of the individual owner thereof, will result in double taxation.

We recommend that if you agree with us that mortgages should be taxed, that Sec. 20 of Chapter 57 of the Laws of 1927 be amended so as to strike therefrom that portion which provides for the taxation of the shares in the hands of the individual owner. In this connection we wish to call to your attention the case of First National Bank of Glendive vs. the County of Dawson in which our Supreme Court said: "That it has been and is the policy of this State to encourage and foster building and loan associations. These institutions tend to encourage industry and thrift and the State in respect to taxation may favor them, if it sees fit."

In closing this Committee is in accord with the statement of Prof. Simeon Leland, Professor of Economics of the University of Chicago, in his recent work "The Classified Property Tax in the United States" in which he says, with reference to taxation of banks (at page 216): "The states should be left free to develop their tax systems, giving the banks the same protection as is given their own citizens and institutions—the guarantees of the state and federal constitutions. Little permanent development in the field of tax reform can be expected if banks, in the interest of lower taxes for themselves, are allowed by repeated litigation to undermine the entire structure of the state tax system, as is the case in many of the classification states. The banks should recognize that if these taxes are destroyed their own burden will be augmented. It is to be hoped that the classified property taxes upon intangibles may be preserved and that the equitable taxation of bank shares may be solved independently, and not at the expense of other parts of the tax system."

The members of this committee realize that national banks cannot be compelled to pay their just share of the tax burden until Congress amends Sec. 5219 so as to permit the states to tax national banks on the same basis

as state banks. Such a bill is now pending in Congress but how far it will get no one knows.

Respectfully submitted,
M. M. DUNCAN, Chairman.

JOHN J. GREENE,
JOSEPH H. STEWART,
JOHN L. CAMPBELL,
J. J. O'SHEA,
W. L. STOCKTON,
JOHN EDGERTON, Committee.

PROPOSED BILL

A Bill for an Act entitled: "An Act defining moneys and credits, and moneyed capital, for the purpose of taxation and providing the classification and basis upon which taxes shall be imposed thereon and also upon the shares of national banks and state banking corporation; and providing the method of assessing credits moneyed capital and such shares." Be it Enacted by the Legislative Assembly of the State of Montana:

Section 1. That moneys and credits are hereby defined for the purpose of taxation as all moneys not constituting moneyed capital as hereinafter defined, and all credits secured and unsecured, including all state, county, school district and other municipal bonds, warrants and securities, without any deduction or offset; provided, however, that credits as herein defined, shall not embrace credits constituting moneyed capital as hereinafter defined.

Section 2. Moneyed capital is hereby defined as moneys, bonds, notes, and other evidences of indebtedness in the hands of individual citizens and corporations coming in to substantial competition with the business of national banks or employed in conducting a banking business; provided, however, that bonds, notes, and other evidences of indebtedness in the hands of individuals and corporations not employed or engaged in the banking or investment business and representing merely personal investments not made in substantial competition with such business shall not be deemed moneyed capital.

Section 3. As a basis for the imposition of taxes upon the different classes of property herein specified, a percentage of the true and full value of each class shall be taken as follows:

Moneys and credits, 7% of true and full value.

Moneyed capital and shares of banks, both national and state,% of full and true value.

Section 4. All acts and parts of acts in conflict herewith are hereby repealed.

Section 5. This Act shall be in full force and effect immediately upon its passage and approval.

SENATE BILL NO. _____

Introduced by _____

A Bill for an Act Entitled: "An Act to Amend Section 1998 of the Revised Codes of Montana, 1921, relating to property exempt from taxation."

Be it Enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 1998 of the Revised Codes of Montana, 1921, be and the same is hereby amended to read as follows:

Section 1998. Exemption from taxation. The property of the United States, the State, counties, cities, towns, school districts, municipal corporations, public libraries, such other property as is used exclusively for agricultural and horticultural societies, for educational purposes, places of actual religious worship, hospitals and places of burial not used or held for private or corporate profit, and institutions of purely public charity, and public art galleries and public observatories not used or held for private

or corporate profit, are exempt from taxation, but no more land than is necessary for such purpose is exempt; provided, that the terms public art galleries and public observatories used in this act shall mean only such art galleries and observatories whether of public or private ownership, as are open to the public, without charge or fee at all reasonable hours, and are used for the purpose of education only.

Section 2. All acts or parts of acts in conflict herewith are hereby repealed.

Section 3. This act shall be in full force and effect from and after its passage and approval.

Referred to Committee on Revenue and Taxation.

The following communications were received from the Senate:

Helena, January 29, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Memorial, introduced by Gustafson, was read first and second time and referred to Committee on Federal Relations:

"Memorial to the Congress of the United States, to enact such legislation as will permit the owners of land in the upper Milk River irrigation districts, to enter into contracts permitting payments for St. Mary Diversion Charges, to be made in forty years, and to allow deduction of non-productive land."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Flachsenhar moved that the messages from the Senate be considered read at length and the Journal so show. There being no objections, so ordered.

Helena, January 29, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of Senate Bill No. 11 be passed for the day.

That Senate Bill No. 13 be amended in Section 2 by striking out in Line 26 after the word "direct" the period and substituting instead thereof a comma, and, as so amended, recommended same do pass.

That Senate Bill No. 16 do pass.

PAULINE, Chairman.

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF HOUSE BILLS

H. B. No. 30, introduced by Logan, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan,

Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Budas, Chatham, Clausen, Cooney, Dellwo, Dean, Fulsher, Goodwin, Kinville, Lewis, Woodcock. Total 11.

H. B. No. 43, introduced by Lillis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Chatham, Clausen, Cooney, Dean, Dellwo, Fulsher, Goodwin, Kinville, Moss, Woodcock. Total 10.

H. B. No. 44, introduced by Lillis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Chatham, Clausen, Cooney, Dean, Dellwo, Fulsher, Goodwin, Kinville, Woodcock. Total 9.

H. B. No. 46, introduced by Lillis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Chatham, Clausen, Cooney, Dean, Dellwo, Fulsher, Goodwin, Kinville, Woodcock. Total 9.

H. Joint Memorial No. 1, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergenson, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Mr. Speaker. Total 89.

Noes: Brown (Cascade), Jensen, O'Day, Willis. Total 4.

Absent and not voting: Chatham, Clausen, Cooney, Dean, Dellwo, Kinville, Fulsher, Goodwin, Woodcock. Total 9.

Budas moved the House revert to order of business No. 6. There being no objections, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Budas moved that House Bill No. 21 be recalled from the Committee on Printing and referred back to the Committee on Agriculture.

Duly seconded and carried, and so ordered.

Flachsenhar requested the unanimous consent of the House to pass General Orders for the day. Seconded and carried.

Flachsenhar moved that the House recess until 2:30 this afternoon. Seconded and carried.

AFTERNOON SESSION.

House resumed at 2:30 p. m., pursuant to recess.

Mr. Speaker in the chair.

Speaker invited Representative McMahan of Silver Bow to be seated with him.

COMMUNICATIONS AND PETITIONS

The following communication was received and read:

"To the Members of the Twenty-First Legislative Assembly of the State of Montana.

Hysham, Montana,
November 16, 1928.

To Hon H. M. Stoutenberg, Senator Elect,
Hon J. C. Sheffer, Representative Elect.

We, the undersigned alfalfa seed growers of Treasure County hereby respectfully submit the following petition to-wit:

That we are alfalfa seed growers and feel the need of having some plant to properly clean and condition our seed so that in the event that satisfactory prices are not offered by seed buyers we will be in a position to market our own seed.

With this end in view we urge that you as legislators use your best efforts to secure legislation establishing a plant located at Hysham by Montana Agricultural Department for the handling of seed raised in this county.

We realize that the cost to each grower would be prohibitive but for the state would be negligible."

(Signed by George D. Goodwin and sixty-five others)

Moved by Flachsenhar that the communication have the names of authors stricken and that same be referred to Committee on Agriculture. There being no objection the Speaker referred the communication to the Commissioner on Agriculture.

The following report was received from the Printing Committee:

Helena, Montana, 1-30-29.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 29-50-60 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was this day read first and second times by title only and referred to committee:

H. B. No. 70, By Jameson: A Bill for an Act entitled: "A Bill for an Act designating the number of publications to be made under various laws of the State of Montana, and for the cure and validation of orders, findings, judgments, decrees and other proceedings based upon publications for the number of times prescribed herein." Committee on Judiciary.

The following bills were this day read first time by title and second time at length and referred to committees:

H. B. No. 71, By Leavitt and Simpson: A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments and irrigation taxes on certain State lands situate within the exterior boundaries of the Tongue and Yellowstone River Irrigation District in Custer County, Montana." Committee on Appropriations.

H. B. No. 72, By Leavitt and Simpson: A Bill for an Act entitled: "An Act appropriating money for the payment to Custer County Free High School of Custer County, Montana, for expenses incurred for the school year of 1927-1928 and now being incurred for the current year in furnishing High School training and education to State charges and inmates of the Montana State Industrial School." Committee on Appropriations.

Flachsenhar moved that the House adjourn until tomorrow, January thirty-first at 10:30 a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-FIFTH DAY

House of Representatives

Helena, Montana, January 31, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Chatham, Clausen, Cooney, Dellwo, Fairgrieve, Kinville, and Woodcock, excused on account of illness; Kruse excused to attend a meeting.

Committee on Journal reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the twenty-fourth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Moulton: A Bill for an Act Entitled: "An Act to amend Section 11180 of the Revised Codes of Montana, 1921, relating to the recording or registering of bets, or wagers upon the result of any contest of speed of skill or endurance of animal or beast and to repeal all Acts and parts of Acts in so far as the same may conflict herewith."

By Leavitt. A Bill for an Act entitled: "An Act providing for the increase of the rate of taxation on real and personal property for State purposes of 1- $\frac{3}{4}$ mills on each dollar of valuation for a period of ten years beginning with the year 1931, and to authorize and empower the legislative assembly to levy a tax for each year during such period of not exceeding 3 $\frac{3}{4}$ mills on each dollar of valuation and to appropriate the money derived from 1 $\frac{1}{4}$ mills of such levy for each year during such period for the support, maintenance and improvement of the institutions now comprised in the University of Montana, and providing for the submission of this Act to the qualified electors of the State of Montana at the next general election, describing the form of ballots to be used and the duties of the Secretary of the State of Montana relative to the submission of said Act to the qualified electors of said State."

By Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 5251 of the Revised Codes of Montana 1921, as amended by Chapter 156, Nineteenth Legislative Assembly of the State of Montana, relative to the collection of special assessments and taxes for special improvements within incorporated cities and towns, and for the certification of special assessments to the County Clerk for collection."

By Hodgskiss: A Bill for an Act entitled: "An Act to Amend Section 30 of Chapter 147 of the Laws of the Twentieth Legislative Assembly relating to School District bonds providing for the payment of school district bonds held by the State, optional bonds and for the purchase and redemption of outstanding bonds not held by the State of Montana and providing for the investments of sinking funds, cancellation of the redeemed bonds and repealing Section 30 of Chapter 147 and Chapter 76 of the Session Laws of the Twentieth Legislative Assembly."

REPORTS OF SELECT COMMITTEES

The following report was received from the Committee acting under provisions of H. R. No. 2, read and referred to committee:

Helena,, Montana,
January 31, 1929.

Mr. President: I am directed by the House to inform your Honorable Body that the following special committee report was this day made and referred to the Committee on Appropriations:

"Helena, Montana,
January 30, 1929.

Mr. Speaker and Members of the House of Representatives:

We, your special committee appointed under and by virtue of House Resolution No. 2, did on January 24th and 25th and pursuant thereto, make an investigation of the administration and operation of the State School for the Deaf and Blind and the School for the Feeble Minded at Boulder, Montana. We, your special Committee, inspected the grounds and buildings and devoted a large portion of the time to the taking of testimony of different witnesses.

From our investigation and from the testimony taken we conclude and recommend as follows:

1. Mr. H. J. Menzemer, Superintendent of Schools, is conducting a very satisfactory and favorable administration insofar as the teaching and care of the inmates are concerned. We find, however, that the Superintendent

should be relieved of certain duties on the outside of the schools, which are now required of him by reason of inefficient and incapable help.

2. We find that the store room where the supplies for the schools are received and disbursed is not properly conducted and that the Storekeeper employed is incapable and not a proper person for that position.

3. We find that the various cottages housing inmates of the School for Feeble Minded should be under direct charge of their respective matrons and that the position of Head Matron is unnecessary.

4. We find that the farm and dairy is not and has not been for some time last past, operated either efficiently or in a business-like manner. We find that no record of any kind has been kept in relation to the dairy cattle, either as to breeding, milk production, or feed required for the maintenance thereof. We find that the present herd is only sufficiently large to supply the necessary milk, cream and only a portion of the butter used at the Schools. We find that scarcely any increase of the herd has been raised and that it is a custom which existed over a period of several years, to either kill or give away the young calves. We also find that the cost of operating the farm is excessive as compared with the produce raised, this apparently being due to incompetent help employed in carrying on the farming operations.

5. We also find that there is excessive help employed in certain departments in the operation of the Schools and that economy can be practiced in reducing, during a portion of the year at least, some of the employees.

6. We find that the School is sadly lacking in fire protection equipment. The evidence disclosed that while there are three hydrants available to supply water for fighting fire in the buildings embracing the school for the Deaf and Blind, we find there is only one hydrant available to supply water for the buildings embracing the school for feeble minded. We find that the school is not equipped with sufficient hose or fire extinguishers and that the present water system as installed and maintained, is not adequate for the proper protection of the various buildings. It is disclosed that there is on hand at the present time, two hydrants, which for some reason,, have never been installed. We are at loss to understand why the Fire Marshal of the State of Montana has not inspected and insisted upon the installation and equipment of a water system and fire fighting apparatus that will adequately protect the buildings. We believe that he has been and is grossly negligent in this regard.

7. We find that at the present time a greater portion of the electricity used at the schools is being generated at the electric plant. We are also advised that a connection has been made on the high-powered line running through the grounds and we believe that electricity both for power and lighting purposes, can be purchased at a much less cost than it can be produced. We also find that during the summer months many of the buildings and cottages are without hot water for two or three days at a time, which hampers the care of the inmates and is not conducive to their welfare.

8. We also find that the means of transporting food from the general kitchen to the various cottages is not adequate and that means should be employed to provide conveyances which will insure the serving of hot meals to the inmates.

9. It is apparent from our investigation that the Board of Education of the State of Montana does not inquire into and make investigation of the management of the Schools as their duty would require. We believe that the Board of Education should keep in contact with the institution and that some form of intelligence tests should be applied and required of the different employees having charge and coming in contact with the inmates.

10. We also find that at least twenty additional inmates can be cared for at the School for Feeble Minded, in addition to the capacity that will be afforded upon the completion of the cottage now standing idle. We

find that a cottage was constructed about four years ago, which when completed, would have a capacity of about sixty inmates. It is claimed that the building has not been occupied by reason of defective floors, but we believe with the exercise of any degree of diligence, the building could have been completed and put in operation long before this time and that thereby the waiting list could have been practically absorbed. We believe the Board of Education and other officials of the State of Montana in charge, should be criticized for their apparent inattention to completing and putting into operation this building. We do not believe that any new buildings at either school are necessary at this time.

1. The School for Feeble Minded is located about one half mile from the school for the Deaf and Blind, the Boulder River dividing the grounds of the two schools and we find that the only access from one school to the other, is a small bridge over that river. The teachers of the deaf and blind school have no connection with the teachers of the feeble minded and the possibility of the inmates of the two institutions coming in contact with each other or mingling with one another is remote, and we find from inquiries made both within and without the school, that the co-mingling of the inmates of the two Schools does not happen. The population of the School for Deaf and Blind at this time is 105. The two Schools being so situated and operated under one head are operated more cheaply than if operated as different institutions, and while possibly the inmates of the School for Deaf and Blind would receive some increased advantages by reason of being in a larger community, we believe, however, that the separation of the two schools would be costly and unwise adventure at this time.

We therefore, recommend:

1. That the Storekeeper employed at the Schools be discharged; that a physical inventory of the supplies on hand be taken and reconciled, if possible, with the book inventory; that a man bookkeeper be employed in the general office who should also have full and complete charge of the store room and the receiving and delivering of supplies and that a more complete record be kept of the supplies received and disbursed at the institutions; and that the Chief Engineer should be required to distribute the supplies to the various buildings as needed.

2. We recommend the dismissal of the Head Matron at the School for feeble minded and the matrons should be in full charge of their respective cottages, subject only to the orders of the Superintendent.

3. That the present farm and dairy foreman be discharged and that a graduate of our own Agricultural College be placed in complete charge of the farm and dairy operations and that he be required to keep a complete record of all farming and dairy operations.

4. We recommend that during the summer months the services of at least one engineer be dispensed with; that the electricity for power and lighting purposes be taken from the high-powered line now extending across their property and that provisions be made for maintaining hot water in each of the cottages during the entire time; and we would also recommend that any inmate who is sick or ailing be immediately removed to and kept in the hospital maintained for that purpose.

5. We urgently recommend that sufficient hydrants be installed and adequate fire fighting apparatus be secured to amply protect said buildings and that it should be insisted that the Fire Marshal give this matter his immediate attention, and that the Fire Marshal and the State Engineer investigate the water situation at the Schools for the purpose of determining the adequacy thereof.

6. We recommend that a sufficient number of food conveyors be provided in order that hot food may be conveyed to the different cottages at all times for the inmates.

7. We recommend that the Board of Education of the State of Montana keep in touch with the institution and that the Board cooperate with

the present Superintendent and to insist that an intelligence test be applied to the different employees coming in contact with the inmates of the institutions.

8. We recommend that the various cottages now complete, be filled to capacity and we recommend that cottage No. Two be speedily finished, equipped and placed in operation.

9. We recommend that the two Schools be not separated at this time.

10. We recommend that the request of the Superintendent for additional buildings for the coming biennial be not allowed and that the request for construction of a reservoir on the grounds be postponed until such time as the State Fire Marshal and the State Engineer can investigate and determine the need thereof.

Respectfully submitted,

(Signed)

JOHNSON, Chairman, Valley;
BROWN of Cascade;
BROWN of Gallatin;
DARLINTON of Gallatin;
LOGAN of Yellowstone;
LEAVITT of Custer.

Jones moved report as received and read be referred to Committee on Appropriations. There being no objections so ordered.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees.

Helena, Montana, 1-31-29.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 2-23-House Joint Resolution No. 1, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 9: A Bill for an Act entitled: "An Act to amend Section 1309, Chapter 102, of the Revised Codes of 1921, relating to the Junior College and the use of the common school funds for the support of a Junior College, respectfully report as follows: That said Bill No. 9 be taken from the committee on Revenue and Taxation and referred to the Committee on Education.

JAMESON, Chairman.

Jamson moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 8, respectfully report as follows: That House Bill, No. 8: A Bill for an Act entitled: An Act to Amend Section 1271.1, Chapter 101 of the Revised Codes of Montana, supplement of 1923-1927 related to High School Dormitories. Do Not Pass.

MARSHALL, Chairman.

Marshall moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 45, respectfully report as follows: That House Bill No. 45, A Bill for an Act Entitled: An Act to Amend Section 1267 of the Revised Codes of Montana as amended by Chapter 94 of the Laws of the Twentieth Legislative Assembly relating to the Appointments of County High School Trustees. Do Pass.

MARSHALL, Chairman.

Marshall moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill No. 13, introduced by Buck: A Bill for an Act

entitled: "An Act to amend Section 5232 of the Revised Codes of Montana, 1921, providing for bids for work and award of contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself bid on the work." Do Not Pass.

Logan moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 14, introduced by Buck. A Bill for an Act entitled: "An Act to amend Section 5244 of the Revised Codes of Montana, 1921, providing for the construction of sidewalks and curbs without formation of special improvement district by allowing engineering construction to be included in the cost of the work." Respectfully report as follows: That House Bill No. 14, Do Pass.

LOGAN, Chairman.

Logan moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Public Safety having had under consideration, House Bill No. 37: A Bill for an Act entitled: "An Act prohibiting driving on the Highways of this State while under the influence of intoxicating liquor or narcotic drugs and providing penalties for the violation of this Act, respectfully report as follows: That House Bill No. 37 be amended to read as follows: That Section 1, line 15, after the word "upon" insert the word "A": line 16 be amended by striking out the word "section" and inserting, in lieu thereof, the word "act": line 17 be amended by inserting after the word "not" the words "less than one hundred dollars nor" and by inserting the word "by" after the word "or": line 18 be amended by inserting after the word "not," less than six months nor" and that as so amended House Bill No. 37 do pass.

MILLER, (Fergus), Vice-chairman.

Miller moved report be adopted. So ordered.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that House Bill No. 42, be made a Special Order of Business on General Orders Tuesday, February fifth at 2:30 p. m. Duly seconded and carried.

CONSIDERATION OF MESSAGES FROM SENATE

The following communication was received from the Senate:

Flachsenhar moved that the communication from the Senate be considered read at length and Journal so show. Seconded and carried.

Helena, January 30, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to respective committees:

H. B. No. 3, introduced by Besancon and Tinsley: referred to Committee on Elections and Privileges.

H. B. No. 16, introduced by Leavitt, referred to Committee on Judiciary.

H. B. No. 19, introduced by Miller of Fergus and Leavitt: referred to Committee on Counties and Towns.

H. B. No. 2, introduced by Leavitt: referred to Committee on Judiciary.

H. B. No. 31, introduced by Merritt: referred to Committee on Labor and Capital.

H. B. No. 40, introduced by Angvick and Henderson: referred to Committee on Fish and Game.

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved that the House resolve itself into Committee of the Whole for General Orders. Seconded and Carried.

Mr. Hodgskiss in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House bills Nos. 38, 29, 32, 50, 60, respectfully report as follows: Recommend that H. B. No. 38, do pass as amended.

That H. B. 29, do pass.

That H. B. No. 32, be amended as follows: In section 5 by striking out in line 4 after the word "exceed" the words Six months and inserting in lieu thereof the words Sixty days; in Section 5, line 6, by inserting after the word "enlisted" the words "or commissioned"; and after the word "the" before the word naval inserting "military or" and change the word "and" to "while."

That Sec. 11, be amended by striking out in line 14 the word "to" and substituting the word "of"; and in line 25 by changing the word "possibly" to the word "possible."

That section 7 be amended by adding in line 8 after the word "negligence" the words "provided that the license of any minor may be revoked upon application of the father, mother, guardian, employer or other person having custody of such minor.

That section 10 be amended in line 4 by striking out the word "license" and inserting in lieu thereof the word "licensee."

That a new section be added and numbered 21, and number the subsequent sections to conform to read as follows: Sec. 20. Nothing contained in this Act shall be construed to limit or abridge the powers of cities or towns, to prescribe additional regulations for the operation of motor vehicles within their jurisdiction.

Upon substitute motion by Moss, duly seconded and carried, H. B. No. 32, was taken from General Orders and referred to Committee on Highways, as amended.

That H. B. No. 50 do pass.

That H. B. No. 60, do pass.

HODGSKISS, Chairman.

Hodgskiss moved report be adopted. Seconded and carried.

Flachsenhar moved House recess until 2:30 p. m. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The following report was received from the Engrossing Committee:

January 31, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 29-50-60.

GREEN, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Bretzke: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana of 1921 relating to the establishment of election precincts."

By Bretzke: A Bill for an Act entitled: "An Act to provide for the publication of the report of the State Examiner covering the examination of the various incorporated cities and towns."

By Bretzke: A Bill for an Act entitled: "An Act to repeal Section 537 and 538 comprising Chapter 45 of the Revised Codes of Montana of 1921 relating to the publication of questions submitted to popular vote."

By Nelson and Jones: House Joint Memorial: "A Memorial to the Congress of the United States requesting that speedy consideration be given claims of the Indian tribes herein mentioned and that the Comptroller General be directed to submit his data on the compilation of the counter claims of the United States against said Indian tribes."

By Darlington and Steeves: A Bill for an Act entitled: "An Act providing for the admission of Dollie Hall Cosens to the State Soldiers' Home."

By Hanley: A Bill for an Act entitled: "An Act relating to the sanitation of barber shops; defining the practice of barbering; providing certain exemptions; providing the qualifications for certificates of registration as a registered barber; establishing a Board of Barber Examiners and defining its duties and powers; requiring that all barbers and barber apprentices after the passage of this Act shall be registered; providing for the registration of barbers and barber apprentices and; providing certain penalties for violation of the provisions of this Act."

By Leavens, Chairman, Livestock and Public Ranges Committee: House Joint Memorial entitled: Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the Livestock industry.

By Parker: A Bill for an Act entitled: "An Act to amend Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98, Laws of the Twentieth Legislative Assembly of 1927, relating to the election of County and City Central Committeemen."

REPORT OF SELECT COMMITTEE

The following report was received from the Committee on Sick Members.

Mr. Speaker: The Sick Committee begs leave to report that the condition of Mr. Woodcock continues to improve steadily.

Sam Kinville is leaving for Boulder to day where he expects to recuperate for a short time.

Mr. Alex Fairgrieve is confined to his room at the Martha Hotel with a bad cold. However, he is not in bed and will probably be back to the House in a day or so.

Mr. Clausen is feeling much better and hopes to return to morrow.

Mr. Cooney is still under the Doctor's care and will probably be obliged to remain in bed for two or three days more.

Mr. Chatham is feeling much better and should be back in another day or two.

(Signed)

PAULY,
LUCAS,
FREED,
Sick Committee.

REPORTS OF STANDING COMMITTEES

The following report was received from standing committee:

Mr. Speaker: We, your Committee on Irrigation and Water Rights having had under consideration, House Bill No. 68 Introduced by Committee

on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to Amend Section 1 of Chapter 89, Session Laws, 1925, An Act Relating to irrigation districts authorizing and empowering irrigation districts and the commissioners thereof to purchase lands sold for delinquent taxes, whenever taxes or assessments of such irrigation districts from all or a part of the taxes for which said lands are sold; to purchase and take assignment of certificates of tax sales of said lands bid in by the county for delinquent taxes, being in whole or in part taxes or assessments of such irrigation districts: To take title to the lands so sold for taxes in case they are not redeemed as provided by law; to purchase such lands from the county, when tax deeds therefor have issued to the County, to lease, operate, sell and dispose of the same as may seem for the best interest of such district, and to commence, maintain and prosecute suits to quiet title as to the lands so purchased; and relating to the period of redemption and the issuance of tax deed of property in such irrigation district." Respectfully report as follows: That House Bill No. 68 Do Pass.

LILLIS, Chairman.

Lillis moved the adoption of report.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees.

H. B. No. 73, By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 7210 of the Revised Codes of Montana, 1921, as amended by Section 7 of Chapter 157, Laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and to amend Section 7211 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 161, Laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and repealing Section 7216 Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7217, Section 7218, as amended by Section 3, Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7219, Section 7220, as amended by Section 11, Chapter 157, Laws of the Eighteenth Legislative Assembly, Sections 7221, 7222, 7223, Section 7224, as amended by Section 12 of Chapter 157, Laws of the Eighteenth Legislative Assembly, and Section 7225 of the Revised Codes of Montana, 1921, relating to petition for bonds of irrigation districts, action thereon, and confirmation of bond proceedings of irrigation districts, and to the creation of the irrigation district bond commission, prescribing its powers and duties, examination of irrigation districts and irrigation district bonds by said commission, certification of said bonds by Secretary of State, and making said bonds a legal investment for trust funds, etc." Committee on Irrigation and Water Rights.

H. B. No. 74, By Sample, Besancon, Dougherty, Arnold of Stillwater and Miller of Fergus. A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes of Montana 1921, relating to judicial districts and number of judges therein." Committee on Judiciary.

CONSIDERATION OF MESSAGES FROM SENATE

Flachsenhar moved the communications from the Senate be considered read at length and the Journal so show. Seconded and carried.

Helena, January 31, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 16, by Cooper: A Bill for an Act entitled: "An Act to amend Section 5521, Revised Codes of Montana, 1921, concerning regulations affecting Railroad Corporations operating within the State of Montana."

S. B. No. 13, by Thien and Ruffcorn: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana, 1921, as amended by Section 11, Chapter 40, of the Session Laws of the Eighteenth Legislative Assembly, relating to Hail Insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana,
January 31, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to the following Committees:

H. B. No. 30,, introduced by Logan, referred to Committee on Judiciary.

H. B. No. 43, introduced by Lillis referred to Committee on Sanitary Affairs.

H. B. No. 44, introduced by Lillis, referred to Committee on Sanitary Affairs.

H. B. No. 46, introduced by Lillis, referred to Committee on Irrigation and Water Rights.

House J. M. No. 1, introduced by Ross, Lewis, Jameson and Besancon, referred to Committee on Agriculture.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana,
January 31, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Standing Committees this day reported as follows: Reports Adopted.

Committee on Education, H. B. No. 7, A Bill for an Act entitled: "An Act to amend Section 1294 of the Revised Codes of Montana, 1921, relating to formation of a joint Board of Trustees of School District and County High School with power to appoint a Superintendent for such schools," beg leave to report the same back to the Senate with the recommendation that the Title of the Bill be stricken out and that the following Title be substituted therefor: A Bill for an Act entitled: "An Act to amend Section 1294 of the Revised Codes of Montana, 1921, as the same was amended by Chapter 126 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana respecting the requirement of district and high school Boards of Trustees in the appointment of a Superintendent." Also amend Section 1 of said Bill by inserting after the figures "1921" on Line 11 thereof the following: "As amended by Chapter 126 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana," and that said Bill as so amended, be concurred in.

Committee on Education, H. B. No. 4, A Bill for an Act entitled: "An Act to amend Section 1276 of the Revised Codes of Montana of 1921 relating to the issuance of county bonds for the erection or purchase of buildings for high school purposes and the equipment thereof, or for other high school buildings, purchasing of sites and providing the limitation and procedure and submitting such question to the electors of the county," beg leave to report same back to the Senate with the recommendation that the bill be concurred in.

Committee on Taxation, S. B. No. 2, respectfully recommend that same Do Not Pass.

Committee on Taxation, S. B. No. 19, respectfully recommend that the same Do Pass.

Committee on Mines and Mining, Senate Joint Memorial No. 2, by Kennedy, A Resolution memorializing Congress for the passage of necessary legislation providing for an increase of the tariff on manganese and related ores, recommend that the same Do Pass.

Committee on Counties and Towns, S. B. No. 14, by Shelver, recommend that it Do Pass.

Committee on Counties and Towns, S. B. No. 7, by Holton, A Bill for an Act entitled: "An Act empowering Boards of County Commissioners to lease County buildings for hospital purposes and for appraising the value of said lease," recommend that the same Do Not Pass, but that substitute for Senate Bill No. 7, introduced by Committee on Counties and Towns, Do Pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana,
January 31, 1929,

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to respective Committees:

S. B. No. 21. Introduced by Pauline. A Bill for an Act entitled: "An Act to Give City or Town Councils Power to Prevent and Punish Gambling and Maintaining of Gambling Houses, and to Repeal Section 11179 of the Revised Codes of Montana of 1921 relating to the Enactment of Gambling Ordinances by Cities and Towns." Read first and second time and referred to Committee on Counties and Towns.

S. B. No. 22. Introduced by Ruffcorn, Johnson, Bergstrom and Higbie. A Bill for an Act entitled: "An Act to Amend Section 182 of the Revised Codes of Montana of 1921 as the same is Amended by Chapter 85 of Session Laws of 1923 Relating to the Depositing of Funds in the Hands of the State Treasurer; and Providing for the Security to be Delivered by the Banks Designated as Depositories by the State Depository Board." Read first and second time and referred to Committee on Banks and Banking.

S. J. M. No. 3. Introduced by Pauline. "A Memorial to the Congress of the United States calling attention to the Inadequacy of our present course of study in our Public Grade and High Schools, and the need for a Standard Course of Study which will more nearly fill the needs of every day life." Read first and second time and referred to Committee on Education.

S. J. M. No. 4. Introduced by Cowan, Tower, Kemmis, Staggs, Holton, Gustafson, Ruffcorn. "A Memorial to the Honorable Secretary of Agriculture of the United States Advocating the Establishment and Promulgation of Grades and Standards of Wheat which shall take into account its Protein Content." Read first and second time and referred to Committee on Agriculture.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana,
January 31, 1929,

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Keeley: A Bill for an Act entitled: "An Act requiring Railroad Corporations to repair, renovate, or rebuild all defective rolling stock in Montana, when such rolling stock is within the state, prohibiting violations of this Act and prescribing certain exceptions thereto."

By Keeley: A Bill for an Act entitled: "An Act to amend Section 8945 of the Revised Codes of Montana for 1921, concerning and relative to an annual license tax of Attorneys-at-Law."

By Porter: A Bill for an Act entitled: "An Act designating the City of Fort Benton as a place for the erection of a memorial commemorating the Lewis and Clark Expedition, and providing for a commission to select a site and a suitable memorial and supervise the erection of same."

By Schnitzler: A Bill for an Act entitled: "An Act concerning Aero-nautics and to provide for the regulation and licensing of aircraft and air-men and providing penalties for violation thereof."

By Cowan: A Bill for an Act entitled: "An Act to amend Section 4874 of the Revised Codes of Montana of 1921, as amended by Chapter 82 of the Laws of the Eighteenth Legislative Assembly, and to empower the duly elected and qualified County Commissioners of the State of Montana to appoint special Deputy Sheriffs in any incorporated or unincorporated town or village within their jurisdiction whenever in the judgment of said County Commissioners an emergency arises or exists and providing that the Sheriffs of the several Counties shall mail papers and process to such special Deputies for service."

By Joffray: A Bill for an Act entitled: "An Act to amend Chapter 88 of the Session Laws of 1927 relating to the Registration Fees of Motor Vehicles."

By Goodman (by request): A Bill for an Act entitled: "An Act to amend Section 4487 of the Revised Codes of 1921, relating to the question of providing a tax levy for County Agent work."

Respectfully,

J. F. CONE,
Secretary of the Senate.

There being no objection, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate bills were this day introduced in the House, read first and second times and referred to standing committees:

S. B. No. 13, By Thien and Ruffcorn: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana, 1921, as amended by Section 11, Chapter 40, of the Session Laws of the Eighteenth Legislative Assembly, relating to Hail Insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund." Referred to Committee on Insurance.

S. B. No. 16, By Cooper: A Bill for an Act entitled: "An Act to amend Section 6521, Revised Codes of Montana, 1921, concerning regulations affecting Railroad Corporations operating within the State of Montana." Referred to Committee on Insurance.

THIRD READING OF HOUSE BILLS

H. B. No. 29, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), English (Deer Lodge), Erickson, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merriitt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson,

O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson,, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Chatham, Clausen, Cooney, Fairgrieve, Fulsher, Goodwin, Kruse, Monoghan, Ryder, Thorburn, Woodcock, Kinville. Total 12.

H. B. No. 50, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 88.

Noes: Brown (Cascade). Total 1.

Absent and not voting: Chatham, Clausen, Cooney, Fairgrieve, Fulsher, Goodwin, Johnson, Kinville, Kruse, Monoghan, Ryder, Thorburn, Woodcock. Total 13.

H. B. No. 60, Having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Burrell, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Flachsenhar, George, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Leavens, Lillis, Logan, Lucas, Mason, Marshall, Metlen, Merritt, Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Reed, Renwick, Roll, Ross, Salyerds, Shepard, Simpson, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 64.

Noes: Anderson, Benjamin, Buck, Budas, Chapman, Curran, Dean, Erickson, Freed, Gordon, Green, Hagestad, Lewis, MacRae, Manning, Miller (Fergus), Miller (Lincoln), Parker, Purnell, Rigg, Rolph, Sample, Sheffer, Steeves, Sullivan. Total 25.

Absent and not voting: Chatham, Clausen, Cooney, Fairgrieve, Fulsher, Goodwin, Kinville, Kruse, Minette, Monoghan, Ryder, Thorburn, Woodcock. Total 13.

Flachsenhar announced that a former member of the House, Mr. David Smith, was present whereupon the Speaker invited him to be seated with him and requested Marshall and Green to escort him to the rostrum.

Flachsenhar moved House adjourn until tomorrow morning, February first, at 10:30 a. m. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-SIXTH DAY

House of Representatives
Helena, Montana, February 1, 1929.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Chatham, Clausen, Cooney, Fairgrieve, Kinville, Ryder and Woodcock, excused on account of illness; English of Silver Bow and Flachsenhar excused on request; Goodwin, Monaghan and Thorburn, absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the twenty-fifth legislative day find same to be correct.

DARLINTON, Chairman.

There being no objections report adopted.

The Engrossing Committee reported as follows:

February 1, 1929.

Mr. Speaker: We, your Committee, on Engrossing, beg leave to report the following bills correctly engrossed: 38.

GREEN, Chairman.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Committee on State Lands, Nelstead, Chairman: A Bill for an Act entitled: "An Act to amend and re-enact Section 20 and Section 25 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the leasing of State Lands."

By Nelstead: A Bill for an Act entitled: "An Act relating to abstractors and to the business of abstracting: Providing for the creation of a board of abstract examiners, fixing the compensation of its members, and providing for the organization and operation of the board; defining the qualification of abstractors and requiring their registration; defining registered abstractors; providing for the examination of the applicants by the board of abstract examiners; the issuance of certificates of registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstractor before taking the examination or engaging in business; requiring the filing of a bond, and prescribing its form, penalty and amount, designating a seal to be used; granting to the board of examiners power to cancel and revoke certificates of registration or of authority; providing for hearing on applications to revoke or cancel, and granting right of appeal from the decisions of the board canceling or revoking certificates; fixing the penalties for the violation of this act and repealing Sections 4139, 4140, 4142, 4143, as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 75, By Willard: A Bill for an Act entitled: "An Act relating to and to regulate the granting of new trials and the reversal and setting aside of judgment in criminal actions." Committee on Judiciary.

H. B. No. 76, By Bretzke: A Bill for an Act entitled: "An Act to provide for the publication of the report of the State Examiner covering the examination of the various incorporated cities and towns." Committee on Affairs of Cities.

H. B. No. 77, By Moulton: A Bill for an Act entitled: "An Act to amend Section 11180 of the Revised Codes of Montana, 1921, relating to the recording or registering of bets, or wagers upon the result of any contest of speed or skill or endurance of animal or beast and repeal all Acts and parts of Acts in so far as the same may conflict herewith." Committee on Fairs and Expositions.

H. B. No. 78, By Bretzke: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana of 1921 relating to the establishment of election precincts." Committee on Privileges and Elections.

H. B. No. 79, By Darlington and Steeves: A Bill for an Act entitled: "An Act providing for the admission of Dollie Cosens, a daughter of a deceased Civil War Veteran, to the Montana Soldiers Home at Columbia Falls, Montana." Committee on Military Affairs.

H. B. No. 80, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for payment of mileage and per diem to the Presidential Electors." Committee on Appropriations. (Read first time by title and second time at length).

H. B. No. 81, By Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 30 of Chapter 147 of the Laws of the Twentieth Legislative Assembly relating to School District bonds providing for the payment of School District bonds held by the State, optional bonds and for the purchase and redemption of outstanding bonds not held by the State of Montana and providing for the investments of sinking funds, cancellation of the redeemed bonds and repealing Section 30 of Chapter 147 and Chapter 76 of the Session Laws of the Twentieth Legislative Assembly." Committee on Ways and Means.

H. B. No. 82, By Hanley: A Bill for an Act entitled: "An Act relating to the sanitation of barber shops; defining the practice of barbering; providing certain exemptions; providing the qualifications for certificates of registration as a registered barber; establishing a Board of Barber Examiners and defining its duties and powers; requiring that all barbers and barber apprentices after the passage of this Act shall be registered; providing for the registration of barbers and barber apprentices and; providing certain penalties for violation of the provisions of this Act." Committee on Public Health and Sanitary Affairs.

House Joint Memorial No. 2, by Committee on Livestock and Public Ranges: Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the livestock industry. Committee on Livestock and Public Ranges. (Read first time by title and second time at length).

HOUSE JOINT MEMORIAL NO. 2.

Introduced by Committee on Livestock and Public Ranges

Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the Livestock industry.

To the Honorable Senate and House of Representatives of the United States of America:

Your memorialists, the Members of the Twenty-first Legislative Assembly of the State of Montana, the House and Senate concurring, respectfully represent:

Whereas, it appears that the Congress of the United States will in the near future enact a tariff law; and

Whereas, the schedules of said law may have a vital effect upon the livestock industry of the State of Montana; and,

Whereas, the policy of this country and of the present administration is one of protection to native industries; and

Whereas, alone among important raw materials, cattle hides remain on the free list; and

Whereas, the importation of beef products, particularly of canned beef, has increased and is still increasing in volume; and,

Whereas, the beef growers of the United States are entitled to the advantage of a tariff so called that it will effectually diminish the volume of such imports; and,

Whereas, such imports originate in countries where the cost of production of livestock is materially less than in the United States; and,

Whereas, the sheep growers of this State are now receiving the benefits afforded by a protective tariff on wool and lambs; and

Whereas, such tariff protection is absolutely necessary to the development and success of the sheep growing industry;

Now, Therefore, be it Resolved, That it is the sense of your Memorialists, the Legislative Assembly of the State of Montana, that the Congress of the United States should by proper legislation adequately protect the interests of the livestock industry by placing a duty on hides and by maintaining the present tariff on wool and especially by increasing the tariff on beef and lamb.

Be It Further Resolved that a copy of this Memorial, duly authenticated, be sent to the Senate and House of Representatives of the United States and to each of the Senators and Representatives of Montana, and Senator Kendrick of Wyoming, in Congress.

Committee on Livestock and Public Ranges,
By LEAVENS, Chairman.

House Joint Memorial No. 3, By Willis: Memorial to the Congress of the United States designating the late Charles Marion Russell as a distinguished and illustrious citizen of the State of Montana, and requesting a suitable place be provided in the National Statuary Hall for a statue of the said deceased. Committee on Federal Relations. (Read first time by title and second time at length).

HOUSE JOINT MEMORIAL NO. 3.

Introduced by Willis

Memorial to the Congress of the United States designating the late Charles Marion Russell as a Distinguished and Illustrious Citizen of the State of Montana, and requesting a suitable place be provided in the National Statuary Hall for a statue of the said deceased.

To the Honorable Senate and House of Representatives of the United States of America:

Your memorialists, the members of the Twenty-first Legislative Assembly of the State of Montana, the house and the Senate concurring, respectfully represent:

Whereas, the late Charles Marion Russell was one of the distinguished citizens of the State of Montana, he having become famous as an artist in the depicting on canvas the early life of Montana whereby scenes of historical interest have been preserved; and,

Whereas, the paintings of said Charles Marion Russell have been widely distributed and thereby became known, honored, and enjoyed universal fame; and,

Whereas, we believe that due honor to the name and memory of Charles Marion Russell can be no better preserved than by placing a statue of

marble or bronze of said distinguished artist in the National Statuary Hall in the National Capitol Building at Washington, D. C.

Now, therefore, be it resolved that it is the sense and desire of your memorialists that the late Charles Marion Russell be hereby designated and named as a distinguished and illustrious citizen of the State of Montana, and that a place be provided in the National Statuary Hall in the National Capitol Building at Washington, D. C., in which a statue of marble or bronze be placed, and, for that purpose the Governor of the State of Montana is hereby authorized to constitute a commission, with himself as a chairman and three other members to be by him appointed, for the purpose of securing and designing such statue and to attend to its construction and furnishing the same to the suitable representative of the United States to be placed in the said National Statuary Hall, and to attend to the certification by the State of Montana of this designation of the late Charles Marion Russell as entitled to said place, and be it further resolved that a copy of this Memorial, duly authenticated, be sent to the Senate and House of Representatives of the United States, and to each of the Senators and Representatives of Montana in Congress.

The speaker announced that if there were no objections the House would pass Third Reading of Bills and Consideration of General Orders for the morning session and take up the work after recess.

Lucas requested he be excused for the afternoon and there being no objection he was excused.

Moved by Johnson, duly seconded and carried, that House recess until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Purnell moved that the privileges of the floor of the House be extended to the visiting DeMolays and their friends for the afternoon. Seconded and carried.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Brown (Gallatin): A Bill for an Act entitled: "An Act to amend Section 1, of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of Montana relating to the collection of taxes and the time and method of collecting the same, and the interest thereon and providing penalties for the delinquency thereof."

By Roll: A Bill for an Act entitled: "An Act providing that no game fish of less than four inches be planted in the streams or lakes of Montana, and providing for the establishment of rearing ponds and empowering State Game and Fish Commission to place competent persons in charge thereof and repealing all Acts and parts of Acts in conflict herewith."

By Budas: A Bill entitled: "An Act to Repeal all of Chapter 71 of the Session Laws of the Eighteenth Legislative Assembly of 1923, relating to the collection of taxes and assessments levied for irrigation district and drainage district purposes, and requiring County Treasurers to collect, receive and receipt for such irrigation district and drainage district taxes and assessments at the same time and upon the same receipt as taxes levied upon real property for county purposes."

By Jameson: A Bill for an act to repeal Section 12165 of the Revised Codes of Montana, 1921, under which a judgment on a bail bond or undertaking is made a lien upon the real property of the principal and sureties of such bail bond or undertaking from the date of the same.

By Dellwo: A Bill entitled: "An Act to amend Section 93, Chapter 60 of the Laws of the Twentieth Legislative Assembly relating to irrigation districts and the inclusion of State Lands therein."

By Darlinton: A Bill for an Act entitled: "An Act to appropriate money for the payment of assessments and interest on delinquent assessments on certain school lands in the Madison Dike and drainage district of Gallatin County, Montana."

REPORT OF SELECT COMMITTEE

The following report was received from the Committee on sick members:

Mr. Speaker: Your Sick Committee is happy to report that Messrs. Dellwo and Dean are again at their desks.

Upon inquiry, we find that the condition of Mr. Woodcock continues steadily to improve.

Mr. Kinville has gone to Boulder for a few days rest.

Messrs. Clausen, Chatham and Cooney are much better today and should all be with us again Monday.

Mr. Fairgrieve, though confined to his room, is not seriously ill and we look forward to his speedy recovery.

(Signed)

PAULY,
LUCAS,
FREED,

Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were received and read:

Helena, Montana,
February 1, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 14-37-45-68 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Hanley moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill No. 34 by Jones: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns, authorizing the creation, maintenance and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring levy of taxes when necessary for the financial requirements of such fund." Respectfully report as follows: That House Bill No. 34 be rereferred to the Committee on Revenue and Taxation.

LOGAN, Chairman.

Logan moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Fish and Game having had under consideration House Bill No. 59: A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark Counties, State of Montana, providing for the powers and duties of the Montana Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation." Respectfully report as follows: That House Bill No. 59 be amended by striking out in line 15, Section 1 thereof the words and figures "October 15th and December 15th" and inserting in lieu thereof the words and figures "November 1 and December 1," and when so amended the bill do pass.

NELSON, Chairman.

Nelson moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Public Safety having had under consideration House Bill No. 57, introduced by Barry and Ballard: A Bill for an Act entitled: "An Act defining certain offenses by drivers of automobiles and prescribing penalties therefor." Respectfully report as follows: That House Bill No. 57 be amended as follows: Amend Section 1 by inserting in line 10 after the word "being" and before the word "and" the following words: "or collide with another automobile or other vehicle."

We further recommend that Section 1 be amended by striking in line 12 the words "one year" and inserting in lieu thereof the words "six months."

We recommend that Section 2 be amended as follows: After the word "being" in line 15 and before the word "and" in line 16 insert the words "or collide with another automobile or other vehicle."

We further recommend that Section 2 be amended by striking the words "one year" in line 17 and inserting in lieu thereof the words "six months."

We further recommend that Section 3 be amended by striking all of lines 31 and 32, and that the last two paragraphs of the bill be numbered Sections 4 and 5, and we further recommend that the bill, as so amended, do pass.

MILLER (Fergus) Vice-chairman.

Miller moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, House Joint Resolution No. 2: A resolution expressing the desire of the people of the State of Montana to the Congress of the United States of America that they take into further consideration the resolutions heretofore introduced in both bodies of Congress, relating to an amendment to the constitution respecting the time at which the President and Vice-president and members of Congress shall assume their official duties, respectfully report as follows: That said resolution do pass.

BUCK, Chairman.

Buck moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 80: A Bill for an Act entitled: "An Act to appropriate money for payment of mileage and per diem to the presidential electors." Respectfully report as follows: That House Bill No. 80 do pass.

REED, Chairman.

Reed moved report be adopted. So ordered.

Mr. Speaker : We, your committee on Livestock and Public Ranges having had under consideration House Joint Memorial No. 2: Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the Livestock Industry, respectfully report as follows: That said memorial do pass.

LEAVENS, Chairman.

Leavens moved report be adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills and resolutions were this day introduced, read first and second times by title only, and referred to committees:

H. B. No. 83, By Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 5251 of the Revised Codes of Montana 1921, as amended by Chapter 156, Nineteenth Legislative Assembly of the State of Montana, relative to the collection of special assessments and taxes for special improvements within incorporated cities and towns, and for the certification of special assessments to the County Clerk for collection." Committee on Ways and Means.

H. B. No. 84, By Parker: A Bill for an Act entitled: "An Act to amend Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98, Laws of the Twentieth Legislative Assembly of 1927, relating to the election of County and City Central Committeeman." Committee on Privileges and Elections.

H. B. No. 85, By Johnson: A Bill for an Act entitled: "An Act relating to marriage; providing for the issuance, return and record of marriage licenses; providing the manner in which marriages may be contracted; providing who may contract a legal marriage; providing for filing objections by any person to a marriage; making false statements for the issuance of a marriage license, or objections thereto, a misdemeanor and providing penalty therefor; making the issuance of a license in violation of the provisions of this act a misdemeanor and providing a penalty therefor; prescribing forms for marriage license and certificate and prescribing what shall be contained therein; making the solemnizing of a marriage in violation of the provision of this Act a misdemeanor and providing penalty therefor; providing what marriages shall be null and void; making the record of the marriage license prima facie evidence of such marriage in all courts of this State; providing for the validating of void marriages contracted through mistake of fact; providing for an annual report of marriages by the clerk of the District Court to the State Board of Health; and repealing Sections 5695, 5696, 5707, 5709, 5711, 5712, 5713, 5714, 5715, 5716, 5717, 5718, 5719, 5720, 5721, 5724, 11212 and 11213 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith. Committee on Public Morals, Charities and Reforms.

H. B. No. 86, By Leavitt: A Bill for an Act entitled: "An Act providing for the increase of the rate of taxation on real and personal property of State purposes of $1\frac{1}{4}$ mills on each dollar of valuation for a period of ten years beginning with the year 1931, and to authorize and empower the Legislative Assembly to levy a tax for each year during such period of not exceeding $3\frac{1}{4}$ mills on each dollar of valuation, and to appropriate the money derived from $1\frac{1}{4}$ mills of such levy for each year during such period for the support, maintenance and improvement of the institutions now comprised in the University of Montana, and providing for the submission of this Act to the qualified electors of the State of Montana at the next general election, describing the form of ballots to be used and the duties of the Secretary of the State of Montana relative to the submission of said Act to the qualified electors of said State." Committee on Ways and Means.

H. B. No. 87, By Knight, Besancon, Nagle, Shepard and Jameson: A Bill for an Act entitled: "An Act to create a public corporation to be known as 'The State Bar of Montana'; to provide for its organization, government, membership and powers; to regulate the practice of law in the State of Montana; to provide penalties for the violation of this Act, and to repeal Sections 8937, 8938, 8939, 8942, 8945, 8946, 8947, 8948, 8949, 8950, 8952, 8953, 8955, 8956, 8957, 8959, and 8960 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 88, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the payment of claims due to the Industrial Accident Board of the State of Montana, as assessments against the Montana State College for the fiscal year ending June 30, 1927." Committee on Appropriations. (Read first time by title and second time at length.)

H. B. No. 89, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the refund of excessive collection of the Inheritance Taxes by the State of Montana." Committee on Appropriations. (Read first time by title and second time at length.)

House Joint Memorial No. 4, By Jones and Nelson: "A Memorial to the Congress of the United States requesting that speedy consideration be given claims of the Indian tribes herein mentioned and that the Comptroller

General be directed to submit his data on the compilation of the counter claims of the United States against said Indian tribes." Committee on Federal Relations. (Read first time by title and second time at length.)

HOUSE JOINT MEMORIAL NO. 4.

Introduced by Nelson and Jones

A Memorial to the Congress of the United States requiring that speedy consideration be given claims of the Indian Tribes herein mentioned and that the Comptroller General be directed to submit his data on the compilation of the counter claims of the United States against said Indian Tribes.

To the Honorable Senate and House of Representatives of the United States of America:

Whereas, the various tribes of Indians of the State of Montana have instituted an action by filing of a petition in the Court of Claims of the United States No. E-427, under date of July 10, 1925, to hear, determine and adjudicate the rights of the said various tribes of Indians arising under certain treaty stipulations, covenants and agreements; and,

Whereas, the said petition has been pending and unnecessarily delayed too long in the said Court of Claims; and

Whereas, the Comptroller General has been dilatory in filing the counter-claims of the United States and has thereby unnecessarily prolonged the consideration of this action; and,

Whereas, the said various tribes of Indians who are now citizens of the United States, by virtue of the Act of Congress of June 2, 1924 and have therefore become an integral part of the nation and are entitled to some consideration in respect to their vested property rights:

Now Therefore, Your Memorialists request that said petition now pending in the Court of Claims be given speedy consideration and urge that you request or command the Comptroller General to submit his data on the Compilation of the counter-claims of the United States against said various tribes of Indians; namely, Piegan, Blood, Blackfeet, Gros Ventre and Nez Perce tribes of Indians who have instituted the said action by the Act of Congress approved March 13, 1924, entitled: "An Act for the Relief of Certain Nations or Tribes of Indians in Montana, Idaho, and Washington (43 Stat. L. 21); and,

Be it Further Resolved, That the said Comptroller General be compelled to submit the said data or an estimate of the said counter claims at as early a date as possible in order to expedite the speedy adjudication of said claims of the said various tribes of Indians.

Be it Further Resolved, That a copy of this Memorial, duly authenticated sent to the Senate and House of Representatives of the United States and to each of the Senators and Representatives of Montana in Congress with the request that they use every effort within their power to bring about an accomplishment of the ends and purposes herein indicated.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were this day received from the Senate:

Moved by Johnson, duly seconded and carried, that the communications from the Senate be considered read at length and Journal so show.

Helena, February 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Resolution and Senate Joint Memorial were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. J. R. No. 1, by Pauline, relating to National Parks.

S. J. M. No. 1, by Gustafson, Memorial to the Congress of the United States, to enact such Legislation as will permit the owners of land in the

upper Milk River Irrigation Districts, to enter into contracts permitting payments for the St. Marys Diversion Charges, to be made in forty years, and to allow deduction of non-productive land.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Standing Committees this day reported as follows, Reports adopted:

Committee on Counties and Towns, H. B. No. 19, amend by inserting on Line 21 of the original Bill or Line 11 of the printed Bill, after the word "the," the words "Post Office" and so amended, recommend that the Bill be concurred in.

Committee on Public Lands, H. B. No. 28, a Bill for an Act entitled: "An Act to amend and re-enact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of cancelled certificates of purchase of state lands." Recommend that the same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bill was this day given:

By Shelver: A Bill for an Act entitled: "An Act to amend Section 5265 of the Revised Codes of Montana of 1921, as amended by Chapter 143 of the Session Laws of the Twentieth Legislative Assembly of 1927."

Also that the following Senate Bills were this day introduced, read first and second time, and referred to the respective Committees:

S. B. No. 23. Introduced by Keeley. A Bill for an Act entitled: "An Act to amend Section 8945, of the Revised Codes of Montana for 1921, Concerning and Relative to an Annual License Tax of Attorneys at Law." Read first and second time and referred to Judiciary Committee.

S. B. No. 24. Introduced by Keeley. A Bill for an Act entitled: "An Act requiring railroad corporations to repair, renovate, or rebuild all defective rolling stock in Montana, when such rolling stock is within the state, prohibiting violations of this Act, and prescribing certain exceptions thereto." Read first and second time and referred to Committee on Railroads and Transportation.

S. B. No. 25. Introduced by Schnitzler. A Bill for an Act entitled: "An Act concerning Aeronautics and to provide for the Regulation and Licensing of Aircraft and Airmen and Providing Penalties for Violation Thereof." Read first and second time and referred to Committee on Aviation.

S. B. No. 26. Introduced by Porter. A Bill for an Act entitled: "An Act designating the City of Fort Benton as a place for the erection of a Memorial commemorating the exploration of the Lewis and Clark Expedition, and providing for a commission to select a site and a suitable memorial and supervise the erection of same." Read first and second time and referred to Committee on Counties and Towns.

S. B. No. 27. Introduced by Goodman, by request. A Bill for an Act entitled: "An Act to amend Section 4487 of the Revised Codes of 1921 relating to the question of providing a Tax Levy for County Agent work." Read first and second time and referred to Committee on Taxation.

S. B. No. 28. Introduced by Cowan. A Bill for an Act entitled: "An Act to amend Section 4874 of the Revised Codes of Montana of 1921 as amended by Chapter 82 of the laws of the 18th Legislative Assembly, and

to empower the duly elected and qualified County Commissioners of the State of Montana to appoint Special Deputy Sheriffs in any incorporated or unincorporated town or village within their jurisdiction whenever in the judgment of said County Commissioners an emergency arises or exists and providing that the Sheriffs of the several counties shall mail papers and process to such Special Deputies for service." Read first and second time and referred to Committee on Counties and Towns.

S. J. M. No. 5. Introduced by Smith of Beaverhead. A Resolution Memorializing Congress for the Passage of Necessary Legislation Providing for an Increase of the Tariff on Plumbago, Graphite and Graphite Ores." Referred to Committee on Mines and Mining.

Respectfully,

J. F. CONE, Secretary of the Senate.

THIRD READING OF HOUSE BILLS

H. B. No. 38, introduced by Printing Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan,, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Chatham, Clausen, Cooney, English (Silver Bow), Fairgrieve, Flachsenhar, Goodwin, Kinville, Knight, Lucas, Monaghan, Moulton, Murphy, O'Day, Ryder, Thorburn, Woodcock. Total 17.

Moss requested House revert to Order of Business No. 2. There being no objection so ordered.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Highways Committee, Moss Chairman: A Bill entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19 of the Laws of 1927; being Sections 2396.2 and 2396.3 respectively, of the Supplement to the Revised Codes of Montana, 1923-1927, requiring all persons, co-partnerships, firms, associations, joint Stock companies, syndicates and corporations engaged in, or carrying on, the business in this State of selling, handling, or using gasoline, to pay to the State Treasurer certain license taxes for engaging in, and carrying on such business in this State; fixing the amount of such license taxes and providing a method for the assessment and collection thereof."

CONSIDERATION OF GENERAL ORDERS

Moved by Johnson, duly seconded and carried, that the House resolve itself into Committee of the Whole for Consideration of General Orders.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 2, 23 and H. Joint Resolution No. 1, respectfully report as follows:

That House Bill No. 23, do pass.

House Joint Resolution No. 1, do pass.

H. B. No. 2 be amended as follows: That Section one be amended by striking out in line one the words "Section 1" and inserting in lieu thereof the words "Be it enacted by the Legislative Assembly of the State of Montana. Section 1. That Section 1674 of the Revised Codes of Montana of 1921 be and the same is hereby amended to read as follows Section 1674. That Section two be amended by adding before the word "this" in line 22, the words "Section 3."

That H. B. No. 2, do pass as amended.

NELSON, Chairman.

Nelson moved report be adopted. Duly seconded and carried.

Johnson moved House adjourn until Monday, February fourth at 2:00 p. m. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-NINTH DAY

House of Representatives
Helena, Montana, February 4, 1929.

House convened at 2:00 p. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Johnson, and Jones excused by request; Ryder excused on account of illness: Dunn absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the twenty-sixth legislative day find same to be correct. Your committee further reports that there was no blank sheet in Journal Book No. 1, that carried the page numbers 73 and 74. Therefore, we have instructed the Journal Clerk to insert a blank page with the above information typed thereon.

DARLINTON, Chairman.

There being no objection, report adopted.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to repeal Sections 3947 to 4025, both inclusive, of the Revised Codes of Montana of 1921, and Chapter 147 of the Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 135 of the Laws of the Nineteenth Legislative Assembly, 1925, amendatory thereof, relating to the creation, powers, and duties of the Montana Irrigation Commission, the regulation and sale of water rights, and the creation, organization, administration and control of irrigation districts by the Public Service Commission of Montana, and providing for a continuance of said sections, and amendments thereof, as to all irrigation districts which have been organ-

ized and incurred indebtedness pursuant to said sections and amendments thereof."

By Bretzke: A Bill for an Act entitled: "An Act to provide for the registration and licensing of motor vehicles of non-resident owners. Providing for registration cards and penalties for violation of the Act."

By Bretzke: A Bill for an Act entitled: "An Act to amend Section 4462 of the Revised Codes of Montana of 1921, relating to time of regular meetings and extra sessions of Boards of County Commissioners and repealing Section 4457 of the Revised Codes of Montana."

By Jergensen, Dougherty, Warren and Fairgrieve: A Bill for an Act entitled: "An Act providing for taxes upon and with respect to personal incomes, and providing for the collection and distribution thereof."

By Miller of Fergus and Moulton: A Bill for an Act entitled: "An Act to amend Chapter 128 of the Laws of the Nineteenth Legislative Assembly relative to the powers and duties of County Commissioners respecting highways."

By Benjamin: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, co-partnerships and corporations owning or operating electric power plants, electric light plants, or electric transmission lines or any system for the distribution or sale of electricity."

By Benjamin: A Bill for an Act entitled: "An Act to amend Section 4 of Initiative Measure No. 28 relating to the amount of annual license tax to be paid by persons and corporations engaging in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or metals or precious or semi-precious gems or stone of any kind shall be mined, extracted or produced."

By Dougherty, Roll, Jergensen and Hodgskiss: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commissioner of Agriculture in connection therewith and prescribing penalties for violation of this Act."

By Marshall: A Bill for an Act entitled: "An Act defining tourist camp grounds, authorizing the promulgation and enforcement of rules and regulations by State Board of Health, issuing and revoking licenses; providing for the posting of rules and regulations and providing for penalty of violation of the Act."

By Nagle (by request): A Bill for an Act entitled: "An Act amending Section 5909 of the Revised Codes of Montana 1921, relating to the filing of copies of Articles of Incorporation by corporations."

By Nagle: A Bill for an Act entitled: "An Act to repeal Sections 3040, 3041, 3042, 3043 of the Revised Codes of Montana, 1921, relating to reports of alien employment to be made to the Industrial Accident Board; providing blanks therefor; duties of employees and penalty for failure to comply therewith."

By Fulsher: A Bill for an Act entitled: "An Act to amend Section 13A of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana relating to the open season for deer."

By Fulsher: A Bill for an Act entitled: "An Act to regulate the occupation of hairdressers and cosmetologists, create a State Examining Board for the licensing of persons to carry on or teach such practices, to insure the better education of such practitioners, to provide rules regulating the proper conduct and sanitation of hairdressing and cosmetologists establishments and schools, and to provide penalties for violations thereof."

REPORT OF SELECT COMMITTEE

The following report was received from the Committee on Sick Members:

Mr. Speaker: We, your Sick Committee are happy to announce that all the members who were on the sick list last week are again with us. This includes Messrs. Woodcock, Kinville, Clausen, Chatham, Cooney and Goodwin.

Mr. Ryder is in St. John's Hospital suffering from acute inflammation of the throat. He has been in considerable pain but is resting easily today. Your committee has sent him a bouquet of flowers.

(Signed)

PAULY,
FREED,
LUCAS,
Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were received from the Committee on Printing:

February 4, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. H. J. R. No. 2, H. J. M. No. 2, 57-59-80 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Hanley moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill No. 39 introduced by Buck: A Bill for an Act entitled: "An Act to Amend Section 5306 of the Revised Codes of Montana, 1921, providing for the discontinuance of streets by the council, by allowing the same to be done upon the petition of only the owners of lots on the portion of the street or alley to be closed." Respectfully report as follows: That House Bill No. 39 Pass.

We, Committee on Affairs of Cities recommend the following, that the title of such bill be amended by adding after the word "streets" in line 3 the words "or alleys," and after the word "the" in the same line, the words "city or town," and by putting a period after the word "Council" in line 3, and striking out the remainder of the title.

Also amend in line 14 by inserting the words "on the streets or alleys," after the word "lots" and in line 15, striking out the words "on the portion of the street or alley to be closed," then add after the word "interest" at the end of the paragraph the words "provided that where the street or alley is to be closed for school purposes, a petition signed by seventy-five per cent, of the lot owners on the whole street or alley to be closed, will be required."

Also amend by striking out all of Section 3.

That as so amended, the Bill be recommended to Pass.

LOGAN, Chairman.

Logan moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 88: A Bill for an Act entitled: "An Act to appropriate funds for the payment of claims due to the Industrial Accident Board of the State of Montana, as assessments against the Montana State College for the fiscal year ending June 30, 1927." Respectfully report as follows: That House Bill No. 88 Do Pass.

REED, Chairman.

Reed moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 89: A Bill for an Act entitled: "An Act to Appropriate money for the refund of excessive collection of the inheritance taxes by the State of Montana." Respectfully report as follows: That House Bill No. 89 Do Pass.

REED, Chairman.

Reed moved report be adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 90, By Bretzke: A Bill for an Act entitled: "An Act to repeal Sections 537 and 538 comprising Chapter 45 of the Revised Codes of Montana of 1921, relating to the publication of questions submitted to popular vote." Committee on Privileges and Elections.

H. B. No. 91, By Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 1, of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of Montana relating to the collection of taxes and the time and method of collecting the same, and the interest thereon, and providing penalties for the delinquency thereof." Committee on Ways and Means.

H. B. No. 93, By Budas: A Bill for an Act entitled: "An Act to repeal all of Chapter 71 of the Session Laws of the Eighteenth Legislative Assembly of 1923, relating to the collection of taxes and assessments levied for irrigation district and drainage district purposes, and requiring County Treasurers to collect, receive and receipt for such irrigation district and drainage district taxes and assessments at the same time and upon the same receipt as taxes levied upon real property for county purposes." Committee on Ways and Means.

H. B. No. 94, By Committee on Highways: A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19 of the Laws of 1927: being Sections 2396.2 and 2396.3 respectively, of the Supplement to the Revised Codes of Montana 1923-1927, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this State of selling, handling or using gasoline, to pay to the State Treasurer certain license taxes for engaging in, and carrying on such business in this State; fixing the amount of such license taxes and providing a method for the assessment and collection thereof." Committee on Highways.

H. B. No. 99, By Dellwo: A Bill for an Act entitled: "An Act to amend Section 93, Chapter 60 of the Laws of the Twentieth Legislative Assembly relating to irrigation districts and the inclusion of State Lands therein." Committee on State Lands.

H. B. No. 100, By Nelstead: A Bill for an Act entitled: "An Act relating to abstractors and to the business of abstracting: providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the Board; defining the qualification of abstractors and requiring their registration; defining registered abstractors; providing for the examination of the applicants by the Board of abstract examiners; the issuance of certificates of registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstractor before taking the examination or engaging in business; requiring the filing of a bond, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hear-

ings on applications to revoke or cancel, and granting right of appeal from the decisions of the Board canceling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142 and 4143 as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140." Committee on Judiciary.

H. B. No. 101, By Committee on State Lands—Nelstead, Chairman; A Bill for an Act entitled: "An Act to amend and re-enact Section 20 and Section 25 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the leasing of State Lands." Committee on State Lands.

H. B. No. 102, By Curran, Wickware and Hodgskiss: A Bill for an Act entitled: "An Act defining a habitual criminal and providing the penalty to be imposed upon a person found to be a habitual criminal as defined in this Act." Committee on Judiciary.

H. B. No. 103, By Jameson: A Bill for an Act entitled: "A Bill for an Act to repeal Section 12165 of the Revised Codes of Montana, 1921, under which a judgment on a bail bond or undertaking is made a lien upon the real property of the principal and sureties to such bail bond or undertaking from the date of same." Committee on Judiciary.

Senate Joint Memorial No. 1, introduced by Gustafson: Memorial to the Congress of the United States, to enact such legislation as will permit the owners of land in the upper Milk River irrigation districts to enter into contracts permitting payments for the St. Marys Diversion charges to be made in 40 years and to allow deduction of non productive land. Referred to Committee on Federal Relations.

Senate Joint Resolution No. 1, introduced by Pauline: Jurisdiction of lands in Glacier National Park. Committee on Federal Relations.

The following bills were this day introduced, read first and second time by title and second time at length.

H. B. No. 92, By Darlinton: A Bill for an Act entitled: "An Act to appropriate money for the payment of assessments and interest on delinquent assessments on certain school lands in the Madison Dike Drainage District of Gallatin County, Montana." Committee on Appropriations.

H. B. No. 95, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment of certain claims arising from the operation of certain State Departments, since July 1, 1925." Committee on Appropriations.

H. B. No. 96, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1919, 1920 and 1926, under cooperative agreements with the United States Forest Service." Committee on Appropriations.

H. B. No. 97, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, and for the transportation of fugitives from justice to points within the State of Montana, during the years prior to and closing with June 30, 1927." Committee on Appropriations.

H. B. No. 98, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the operation of the various State Departments, Commissions, and Institutions during years prior to and closing with June 30, 1927." Committee on Appropriations.

The following report was received from the Committee on Engrossing:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 2-23-House Joint Resolution No. 1.
GREEN, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Dougherty, duly seconded and carried, that H. B. No. 21, be recalled from the Committee on Agriculture and rereferred to Committee on Insurance.

THIRD READING OF HOUSE BILLS

H. B. No. 2, introduced by Arnold of Stillwater, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Dunn, Johnson, Jones, Moulton, Roll, Ryder. Total 6.

H. B. No. 23, introduced by Marshall and Besancon, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Dunn, Johnson, Jones, Ryder. Total 4.

H. Joint Resolution No. 1, introduced by Moss, George and Salyerds having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller

(Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Dunn, Johnson, Jones, Ryder. Total 4.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved that the House resolve itself into Committee of Whole for consideration of General Orders. Duly seconded and carried.

Mr. Besancon in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration House Bills Nos. 14, 37, 45, and 68, respectfully report as follows:

Recommend that House Bill No. 14, Do Pass.

Recommend that House Bill No. 37 be referred to the Committee on Public Safety.

Recommend that House Bill No. 45, Do Pass.

Recommend that House Bill No. 68, be amended in the title by striking out in line 2 of the Title the words "An Act" and by striking out all of the title after the semi-colon after the word "Sold" in line 6 of the title and inserting in lieu thereof the words "And repealing all Acts or parts of Acts in conflict herewith." And further recommend that H. B. No. 68 be referred to the Committee on Irrigation and Water Rights. Do Pass. Besancon, Chairman.

Moved by Besancon, duly seconded and carried, that the report of Committee of the Whole be adopted.

Flachsenhar moved that House adjourn until tomorrow morning Tuesday February fifth at 10:00 a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTIETH DAY

House of Representatives
Helena, Montana, February 5, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by Reverend Stubkjaer of Glasgow.

On roll call all members present except: Ryder, absent on account of illness; Barry, Kinville and Warren absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the twenty-ninth legislative day find same to be correct.

DARLINTON, Chairman.

There being no objections, report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Knight: A Bill for an Act entitled: "A Bill for an Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto."

By Bretzke and Darlinton: A Bill for an Act entitled: "An Act to amend Section 1627 of the Revised Codes of Montana 1921, relating to removal of obstructions and repair of bridges."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 75: A Bill for an Act entitled: "An Act relating to and to regulate the granting of new trials and the reversal and setting aside of judgment in criminal actions." Respectfully report as follows: That House Bill No. 75 be amended as follows: By striking out entire Section 2 and substituting therefor the following: "All Acts and parts of Acts in conflict herewith are hereby repealed," and that as amended, House Bill No. 75 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 68 do hereby recommend that the title thereto as amended be stricken and that the following be inserted in lieu thereof.

A Bill for an Act entitled: "An Act to amend Section 1, Chapter 89 of the Session Laws of the 19th Legislative Assembly of the State of Montana, relating to irrigation districts, authorizing and empowering irrigation districts and commissioners thereof to purchase lands sold for delinquent taxes when either taxes or assessments on such irrigation districts form all or a part of the taxes for which such lands are sold, to lease, operate, sell and dispose of the same when acquired, providing for the disposition of the funds realized therefrom and repealing all Acts or parts of Acts in conflict herewith. Respectfully report as follows: And that as so amended, we recommend that said House Bill No. 68 be placed on general orders.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on Public Health and Sanitary Affairs having had under consideration House Bill No. 82, introduced by Hanley. A Bill for an Act entitled: "An Act Relating to the sanitation of barber shops: Defining the practice of barbering: Providing certain exemptions: Providing the qualifications for certificates or registration as a registered barber; establishing a board of barber examiners and defining its duties and powers; requiring that all barbers and barber apprentices after the passage of this Act shall be registered: Providing for the registration of barbers and barber apprentices and: Providing certain penalties for violation of the provisions of this Act, respectfully report as follows: That House Bill 82 be amended as follows: In Section 3, Subdivision 1, the words "medicine" and "Surgery" be stricken out, and the words "the healing art" be substituted therefor. In Section 7, the words in line six and seven "the Secretary of the Board of Health shall be ex officio a member of said board," be stricken out. And that as so amended said bill do pass.

THORBURN, Chairman.

On motion of Thorburn report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 95: A Bill for an Act entitled: "An Act to

appropriate money for the payment of certain claims arising from the operation of certain state departments, since July 1, 1925," respectfully report as follows: That House Bill No. 95 Do Pass.

REED, Chairman.

On motion of Reed, report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 96: A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1919, 1920 and 1926, under cooperative agreements with the United States Forest Service," respectfully report as follows: That House Bill No. 96 Do Pass.

REED, Chairman.

On motion of Reed, report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 97: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, during the years prior and closing with June 30, 1927." Respectfully report as follows: That House Bill No. 97 Do Pass.

REED, Chairman.

On motion of Reed, report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 98: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the operation of the various State Departments, commissions, and institutions during years prior to and closing with June 30, 1927." Respectfully report as follows: That House Bill No. 98 Do Pass.

REED, Chairman.

On motion of Reed, report adopted.

The following report was received from the Committee on Engrossing:

February 5, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. No. 14.

GREEN, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to committees:

H. B. No. 104, By Miller of Fergus and Moulton: A Bill for an Act entitled: "An Act to amend Chapter 128 of the Laws of the Nineteenth Legislative Assembly relative to the powers and duties of County Commissioners respecting highways." Committee on Highways.

H. B. No. 105, By Bretzke: A Bill for an Act entitled: "An Act to amend Section 4462 of the Revised Codes of Montana of 1921, relating to time of regular meetings and extra sessions of Boards of County Commissioners and repealing Section 4457 of the Revised Codes of Montana." Committee on Townships and Counties.

H. B. No. 106, By Committee on Irrigation and Water Rights. A Bill for an Act entitled: "An Act to repeal Sections 3947 to 4025, both inclusive, of the Revised Codes of Montana of 1921, and Chapter 147 of the Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 135 of the Laws of the Nineteenth Legislative Assembly, 1925, amendatory thereof, relating to the creation, powers, and duties of the Montana Irrigation Commission, the regulation and sale of water rights, and the creation, organization, administration and control of irrigation districts by the public service commission of Montana, and providing for a continuance of said sections, and

amendments thereof, as to all irrigation districts which have been organized and incurred indebtedness, pursuant to said Sections and amendments thereof. Committee on Irrigation and Water Rights.

H. B. No. 107, By Marshall: A Bill for an Act entitled: "An Act defining tourist camp grounds, authorizing the promulgation and enforcement of rules and regulations by the State Board of Health, issuing and revoking licenses; providing for the posting of rules and regulations and providing for penalty of violation of the Act." Committee on Public Health and Sanitary Affairs.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that House Bill No. 45 be taken from the Engrossing Committee and referred back to the Committee on Education. Motion seconded and carried; so ordered.

Flachsenhar moved that House Bill No. 57, be taken from Consideration of General Orders and rereferred to Committee on Public Safety. Motion seconded and carried; so ordered.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Moved by Flachsenhar that the Senate communications be considered read at length and Journal so show. There being no objections, so ordered.

Helena, Montana,
February 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Pauline: A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to priority rights in the appropriation of water and giving preference to users of water for certain beneficial purposes.

By Donovan: A Bill for an Act entitled: "An Act to amend Section 9799 of the Revised Codes of Montana, 1921, as amended by Chapter 69 of the Laws of the 19th Legislative Assembly, relating to the allowance of attorney fees on foreclosure of lien."

By Donovan: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, relating to recovery of damages and attorney fees in action to obtain a release of an oil and gas lease which has become forfeited."

By Ruffcorn, Holton, Cowan and Plank: A Bill for an Act entitled: "An Act to amend Section 25 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to and concerning the annual rental charges for state lands, and their method of determination."

By Taylor: A Bill for an Act entitled: "An Act to amend Section 2870, 2914 and 2918 of the Revised Codes of Montana, 1921, and Sections 2912, 2913, 2915, 2917 and 2920 of the Revised Codes of Montana, 1921, as amended by Chapter 121 of the Session Laws of 1925 defining "injury" or "injured" and providing for compensation for temporary total, total and partial disability injury causing death, date payment to begin and for compensation for specified injuries and repealing Sections 2907, 2908 and 2909, Revised Codes of Montana, 1921."

By Goodman: A Bill for an Act entitled: "An Act to amend Section 1271 of Revised Codes of Montana of 1921 as amended by Chapter 127 of the 18th Session of the Legislative Assembly, relating to the powers and duties of Trustees of County High Schools."

By Higbie: A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 89 of the Laws of the Eighteenth Legislative Assembly and as further amended by

Chapter 137 of the laws of the Nineteenth Legislative Assembly and by Chapter 134 of the laws of the Twentieth Legislative Assembly, relating to the deposit of county, city and town funds."

By McCormick: A Bill for an Act entitled: "An Act to provide for the appointment of a Commissioner to compile and revise the Codes and other laws of the State of Montana, providing for the qualifications and duties of said Commissioner, for the defining of the boundaries of all counties in the State as they shall exist on the first day of July, A. D., 1929; providing for the notations by said Commissioner of all inconsistencies, ambiguities, omissions, contradictions, imperfections, duplications, and unworkable statutes and such other recommendations as will appear for the betterment of the statutes; it is further provided that said Commissioner shall prepare new sections for the purpose of correcting and reconciling all inconsistencies, ambiguities, omissions, contradictions and imperfections, and to submit such proposed new sections by bills to be introduced at the Twenty-Second Legislative Assembly, and also to make a full and complete report relative to such suggestions and the necessity for the enactment of the proposed new sections; providing for the distribution of the codes into four parts and the matter to be included in said codes; providing for a history of statutes and annotations; providing for the supervision of this work by the Supreme Court; providing for the revised codes of Montana of 1921; providing for the salary for said Commissioner and the providing of equipment, supplies and office help."

J. F. CONE,

Secretary of the Senate.

Helena, February 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills and Senate Joint Memorial were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 12, by Kemmis: A Bill for an Act entitled: "An Act to amend Section 135 of the Revised Codes of 1921 relating to the distribution of House and Senate Journals and Session Laws."

S. B. No. 18, by Railroad and Transportation Committee: A Bill for an Act entitled: "An Act to authorize the issuance of free transportation by common carriers of passengers to furloughed employees and their families, to disabled or infirm employees, to the families of disabled or infirm employees, to the widows and minor children of employees who were killed or died in the service of such common carriers, to witnesses, for remains of persons who died in service and to ex-employees traveling for purpose of entering service of common carrier."

S. J. M. No. 2, by Kennedy: A Resolution memorializing congress for the passage of necessary legislation providing for an increase of the tariff on manganese and related ores.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of Senate Substitute for Senate Bill No. 7 be passed for the day.

That S. M. M. No. 2 Do Pass.

That consideration of H. B. No. 4 be passed for the day.

That consideration of H. B. No. 4 be passed for the day.

That H. B. No. 7 be concurred in.

That H. B. No. 19 be amended in Section 1 by adding after the words "for record" in Line 4, printed bill, the words "accompanied by the required fee", and as so amended, recommend same be concurred in.

That consideration of H. B. No. 28 be passed for the day.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana,
February 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows:

Committee on Agriculture, House Joint Memorial No. 1, Recommend that the same be concurred in.

Committee on Agriculture, Senate Joint Memorial No. 4, recommend that the same Do Pass.

Committee on Labor and Capital, House Bill No. 31: A Bill for an Act entitled: "An Act to amend Section 439 of the Revised Codes of Montana of 1921, as amended by Chapter 124 of the Session Laws of Montana of 1925, providing for salaries of Janitors, Watchmen and Engineers at the State Capitol, and providing for the salary of a Carpenter employed at the State Capitol," recommend that same be concurred in.

Committee on Finance and Claims: House Bill No. 27, introduced by Committee of State Lands, Nelstead, Chairman, being a Bill for an Act entitled: "An Act to amend Section 1916 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 70 of the 1925 Session Laws, authorizing the redemption of certain bonds held by the state before the dates on which the same became optional or redeemable according to the terms and conditions thereof," beg leave to report that said bill be recommended concurrence.

Respectfully,

J. F. CONE,
Secretary of the Senate.

House Reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate bills were this day received in the House, read first time by title and referred to committees:

S. B. No. 12 By Kemmis—Referred to Committee on Appropriations.

S. B. No. 18, by Committee on Railroads and Transportation—Referred to Committee on Railroads and Transportation.

S. Joint Memorial No. 2 By Kennedy—Referred to Committee on Mines and Mining.

THIRD READING OF HOUSE BILLS

H. B. No. 14, introduced by Buck, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Besancon, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Jensen, Jergensen, Jones, Knight, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Salverds, Sample, Sheffer, Shepard, Simpson, Sullivan, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 71.

Noes: Anderson, Arnold (Stillwater), Benjamin, Bonine, Bretzke, Budas, Burrell, Clausen, Dean, Fairgrieve, Freed, Gordon, Hodgskiss, Johnson, Kruse, Metlen, Merritt, Minette, Miller (Lincoln), Nelson, Rigg, Steeves, Thorburn, Tinsley, Woodcock. Total 25.

Absent and not voting: Barry, Jameson, Kinville, Lewis, Ryder, Warren. Total 6.

There being no objections House reverted to Order of Business No. 2.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bill.

By Miller of Fergus and Moulton: A Bill for an Act entitled: "An Act Relating to the powers of Boards of County Commissioners in selling and disposing of property belonging to the County, and repealing subdivision 10 of Section 1 of Chapter 54 of the Laws of the Twentieth Legislative Assembly."

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole.

Mr. Miller of Fergus in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. Bills Nos. 59-80-House Joint Resolution No. 2 and House Joint Memorial No. 2, respectfully report as follows: Recommend that H. B. No. 59, be amended as follows: Amend Section one by inserting in line two of the printed bill the word "County" after "Lewis and Clark"; Amend Section 2 by inserting at beginning of line 8 of the printed bill the words and figures "Section 3" and by striking out the word "section" in the same line and inserting in lieu thereof the word "Act." As amended Do Pass.

Recommend that H. B. No. 80 Do Pass.

Recommend that House Joint Resolution No. 2, Do Pass.

Recommend that House Joint Memorial No. 2, Do Pass.

MILLER, Chairman.

Miller moved report be adopted. So ordered.

Flachsenhar moved House recess until 2:30 this afternoon.

Duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

SPECIAL ORDERS

CONSIDERATION OF GENERAL ORDERS WITH RESPECT TO HOUSE BILL NO. 42

Moved by Flachsenhar, duly seconded and carried, that the House now resolve itself into Committee of the Whole for consideration of Special and General Orders set for 2:30 p. m., this date.

Mr. Nelstead in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration, House Bill No. 42, Special Order of Business, respectfully report as follows:

Recommend that H. B. No. 42, be amended as follows: Amend Section one of H. B. No. 42, by striking out lines 3 to 19 inclusive, from the printed bill and inserting in lieu thereof the following:

As a basis for the imposition of taxes for all purposes other than state purposes upon the different classes of property specified in the preceding section a percentage of the true and full value of the property of each class shall be taken as follows:

- Class 1. One hundred per cent of its true and full value.
- Class 2. Twenty per cent of its true and full value.
- Class 3. Thirty-three and one third per cent of its true and full value.
- Class 4. Thirty per cent of its true and full value.
- Class 5. Seven per cent of its true and full value.
- Class 6. Forty per cent of its true and full value.
- Class 7. Forty per cent of its true and full value.

As a basis for the imposition of taxes for all state purposes upon the different classes of property specified in the preceding section there shall be taken one-half times the foregoing percentages, provided, however, that from and after the first day of January, 1931, there shall be taken two and one-half times said percentages for the imposition of taxes for all state purposes.

Moved by Flachsenhar, duly seconded and carried, that the Committee now arise and report that we have come to no conclusion on House Bill No. 42 and request leave to continue tomorrow at 2:30 p. m.

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 3071 and 3079 of the Revised Codes of Montana of 1921, providing for the hours of labor, public works, public buildings and grounds and in mills, smelters, mines, buildings and on railroads and other tunnels and in strip mining."

By Pauly: A Bill for an Act entitled: "An Act defining the crew required of certain locomotives and railroad engines with accompanying tenders when operated outside of yard limits, and prescribing penalties for the violation thereof."

By Cooney: A Bill for an Act entitled: "An Act to provide for the appointment of a clerk by public administrators in counties of the first, second or third class where a judge of the district court shall certify to the County Commissioner of such county the necessity for the appointment of such clerk, and fixing the compensation and term of office of such clerk"

By Cooney: A Bill for an Act entitled: "An Act to amend Section 10012 of the Revised Codes of Montana, 1921, relating to administration of estates less than two hundred dollars in value by public administrators, so as to permit public administrators to administer estates of value three hundred dollars and less, without letters of administration."

By Goodwin: A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921, as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly, relating to the fees of sheriffs."

By Dean: A Bill for an Act entitled: "An Act to amend Sections 2 and 4 of Chapter 95 of the Laws of Montana, 1927, relating to the pro-

tection of the forests and forest lands within the State of Montana, by providing an exemption to bona fide settlers engaged in clearing of lands for agricultural purposes."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana of 1921 relating to salaries of County officers."

By Leavens: A Bill for an Act entitled: "An Act providing that the interest paid by state depositories as required by law on funds held by the State Treasurer to the credit of the "Veterans' Memorial Fund" shall be credited to such fund, and empowering the State Board of Land Commissioners to safely invest such funds."

By Ueland, Pauly and Nelson: A Bill for an Act entitled: "An Act permitting Boards of County Commissioners to provide at their option additional judges and clerks of election for the purpose of counting and tabulating votes and defining the duties and powers of the judges and clerks in each precinct containing one hundred and fifty or more registered voters, providing said precincts do not use voting machines and providing for the penalty for the violation of the provisions of this Act."

REPORTS OF STANDING COMMITTEES

The following report was received from the Printing Committee:

Helena, Montana February 5, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 39-88-89 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The following report was received from the Engrossing Committee:

February 5, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 59-80-House Joint Resolution No. 2-House Joint Memorial No. 2.

GREEN, Chairman.

Report adopted.

The following reports of standing committees were received:

Mr. Speaker: We, your committee on State Lands having had under consideration, House Bill No. 101, being: A Bill for an Act entitled: "An Act to amend and re-enact Section 20 and Section 25 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the leasing of State Lands." Respectfully report as follows: That House Bill No. 101 Do Pass.

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 25 introduced by Steeves and Clausen: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto." Respectfully report as follows: That House Bill No. 25 be amended as follows: By adding in Section 1 line 3 thereof after the period following the capitalized word Park County and in front of the word beginning the following words and punctuation:

That all that portion of the State of Montana embraced within the following boundaries shall be known as, and shall be, Park County in the State of Montana, to-wit:

And as so amended House Bill No. 25 do pass.

BRETZKE, Chairman.

Bretzke moved report be adopted.

Darlington offered substitute motion report H. B. 25 Do Not Pass. Duly seconded and carried.

Motion by Bretzke lost.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 10, introduced by Darlington, Dunn and Brown-Gallatin: A Bill for an Act entitled: "An Act to correct, establish and definitely define the boundary lines of Gallatin County, Montana, and to amend Section 4320, of the Revised Codes of Montana of 1921 relating thereto. Respectfully report as follows: That House Bill No. 10 be amended as follows: By striking out all of that portion of Section 1 on page 2 line 62 following the comma which follows the word surveyed and that in lieu thereof that the following words and punctuation be inserted:

And upon the prolongation of this line to the north boundary line of the State of Wyoming; thence due west on said north boundary line of the State of Wyoming to a point formed by its intersection with the thirty-fourth degree of longitude west from Washington; thence due south along the thirty fourth degree of longitude west from Washington to a point formed by its intersection with the crest of the Rocky Mountains; thence following the crest of the Rocky Mountains northwesterly along the continental divide to the point of beginning. The County seat is Bozeman, Montana."

And that as so amended House Bill No. 10 do pass.

BRETZKE, Chairman.

Bretzke moved report be adopted.

Darlington offered substitute motion Report H. B. No. 10 Do Not Pass. Duly seconded and carried.

Motion by Bretzke lost.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration House Bill 105, introduced by Bretzke: A Bill for an Act entitled: "An Act to amend Section 4462 of the Revised Codes of Montana of 1921, relating to time and regular meetings and extra sessions of Boards of County Commissioners and repealing Section 4457 of the Revised Codes of Montana,, respectfully report as follows: That House Bill No. 105 Do Pass.

BRETZKE, Chairman.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration, Senate Joint Memorial No. 2, introduced by Kennedy: "A Resolution Memorializing Congress for the passage of necessary legislation providing for an increase of the tariff on manganese and related ores." Respectfully report as follows: That Senate Joint Mem. No. 2, Do Pass.

JERGENSEN, Chairman.

Jergensen moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds having had under consideration, House Bill No. 18, introduced by Fairgrieve: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Pioneers Historical Library and soldiers' memorial building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purpose, secured by lands embraced in the federal land grant made to the State for public buildings at the Capital of the State, and proceeds therefrom; directing the utilization for furnishing and maintenance of the building of funds which are now in, or which may hereafter come into the State Treasury to the credit of the 'Veterans' Memorial Fund," pursuant to the provisions of Chapter 103 of the Laws of 1927, amendatory of Sections 4551 to 4562, inclusive, of the Revised Codes of 1921, relating to athletic exhibitions; enabling the State to receive gifts for the betterment, and support of such building, and repealing Chapter 57 of the Laws of 1923 relating

to the Montana Pioneer Historical Fund and Pioneer Historical Commission." Respectfully report as follows: That House Bill No. 18 Do Not Pass.

ARNOLD (Stillwater), Chairman.

Arnold moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on Fish and Game having had under consideration, House Bill No. 53: A Bill for an Act entitled: "An Act relating to the hours of fishing for game fish within the State of Montana, providing for the powers and duties of the State Fish and Game Commission relative to the provisions of this Act, making a violation of this Act a misdemeanor and providing for a penalty for a violation thereof." Respectfully report as follows: That House Bill No. 53 Do Not Pass but that Substitute for House Bill No. 53 introduced by Committee on Fish and Game: A Bill for an Act entitled: "An Act relating to the hours of fishing in Georgetown Lake situated in Deer Lodge and Granite Counties, State of Montana, making a violation of this Act a misdemeanor and provided for a penalty for a violation thereof." Do Pass.

NELSON, Chairman.

Nelson moved report be adopted. So ordered.

Mr. Speaker: We, your committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 11, introduced by Leavens: A Bill for an Act entitled: "An Act providing for the construction and furnishing of a suitable Montana Historical Library building as an adjunct of the State Capitol Building; authorizing the issuance and sale of bonds by the State for such purposes, secured by lands embraced in the Federal Land Grant made to the State for Public Buildings at the Capital of the State, and proceeds therefrom; enabling the State to receive gifts for the betterment and support of such buildings, and repealing in part Chapter 57 of the Laws of 1923, relating to the Montana Pioneer Historical Fund and Pioneer Historical Commission." Respectfully report as follows: That House Bill No. 11 be amended as follows:

Amend title of House Bill No. 11, introduced by Leavens, to read as follows; add after the last word in Title "commission" the words "to provide for the payment and interest and principal, and create a sinking fund and the investment thereof."

Amend all Section 3, in the original bill and insert Section 3, and 3 A, in lieu thereof. (See below).

Also amend in Section 8, page 5, line 5 of the original bill the figures "five" inserting the figure "four" in lieu thereof.

With these amendments we recommend that House Bill 11, do pass.

ARNOLD (Stillwater), Chairman.

Section 3. To provide for the payment of the interest and principal of the bonds authorized by this Act, there is hereby created a special fund to be known as "The Capitol Building Interest and Sinking Fund" into which shall be paid all sums of money realized from sales of land, licenses to cut trees, leasing of lands, profits of any and all other sources by reason of the grants of lands belonging to, or authorized for the purpose of building or aiding in the building or erection of a State Capitol Building, as provided by Section 12 and 17 of an Act of the United States Congress, entitled: "An Act to provide for the division of Dakota into two States, and to enable the people of the North Dakota, South Dakota, Montana and Washington, to form Constitutions and State Governments, and to be admitted into the Union on an equal footing with the original States, and to make donations of public lands to such States," approved February 22nd, 1889, and from said "Capitol Building Interest and Sinking Fund," there shall, as the same becomes due and payable, be paid the interest on said bonds; and it is further provided, that it is the duty of the "State Board of Land Commissioners," whenever there are any funds in the said "Capitol Building and Sinking Fund" over and above the sum of twenty-five hundred

dollars (\$2500.) in excess of the amount required to pay the yearly interest on said bonds, to invest such excess funds in the manner set forth and provided in Section Three A (3a) of this Act, and the amount so invested shall constitute a "permanent fund" to pay the principal of the said bond; but all interest or profit derived from the investment shall be paid into the said "Capitol Building Interest and Sinking Fund." And the principal and interest of the bonds shall be a first lien upon said funds and all lands granted and belonging to the State, for the purpose of erecting buildings at the State Capitol.

Section 3-A. The State Board of Land Commissioners are hereby authorized to create a "permanent fund" for the payment of the principal of the bonds authorized by this Act, from the following revenues, to-wit: Whenever the revenues in any one year are sufficient to pay the interest on said bonds and there shall be in excess thereof, the sum of twenty-five-hundred dollars (\$2500.00), then any and all funds over and above the said sum of twenty-five hundred dollars (\$2500.00) shall be invested for the benefit of the "Capitol Interest and Sinking Fund" as follows, to-wit:

First. In the bonds authorized by this Act, providing they can be purchased at a cost not exceeding their par value and accrued interest.

Second. In any legally issued bonds of any county, school district, city or town of the State of Montana, provided they can be purchased at a cost not exceeding their par value and interest.

Third. In any legally issued General Fund Warrants, of the State of Montana, or any legally issued warrants of any county, city or town of the State of Montana, provided they can be purchased at a cost not exceeding their par value and accrued interest; and the said State Board of Land Commissioners are hereby granted discretionary power in the selection and purchase of the securities hereinbefore described, as to the amount of each they shall purchase and conditions of general credit affecting the same."

Moved by Arnold (Stillwater), that the report be adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to committees:

H. B. No. 108, By Benjamin: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, copartnerships and corporations owning or operating electric power plants, electric light plants, or electric transmission lines or any system for the distribution or sale of electricity." Committee on Revenue and Taxation.

H. B. No. 109, By Benjamin: A Bill for an Act entitled: "An Act to amend Section 4 of Initiative Measure No. 28 relating to the amount of annual license tax to be paid by persons and corporations engaging in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or metals or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced." Committee on Revenue and Taxation.

CONSIDERATION OF MESSAGES FROM SENATE

The following messages were received from the Senate:

Helena, February 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 19, introduced by Miller of Fergus and Leavitt, was this day read three several times and concurred in as amended, and is herewith returned to the House.

Senate Amendments, Committee on Counties and Towns: Amend by inserting on Line 21 of the original Bill or Line 11 of the printed Bill, after the word "the" the words "Post Office."

Committee of the Whole Amendment: Amend in Section 1 by adding after the words "For record" in Line 4, printed bill, the words "Accompanied by the required fee."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 50, introduced by Willard and Besancon, on the adoption of the report of the Committee on Counties and Towns was recommended for Non-concurrence, and Bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 5, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 7, introduced by Moulton, Miller, Hanley, and Salyerds, was this day read three several times and concurred in as amended, and is herewith returned to the House.

Amendment: Senate Committee on Education, Amendment to H. B. No. 7: Recommend that the title of the bill be stricken out and that the following title be substituted therefor:

A Bill for an Act entitled: "An Act to amend Section 1294 of the Revised Codes of Montana, 1921, as the same was amended by Chapter 126 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana respecting the requirement of District and High School Boards of Trustees in the appointment of a Superintendent." Also amend Section 1 of said Bill by inserting after the figures "1921" on line 11 thereof the following: "As amended by Chapter 126 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana."

Respectfully,

J. F. CONE, Secretary of the Senate.

Moved by Flachsenhar, duly seconded and carried, that consideration of messages from the Senate be considered read at length and Journal so show.

Helena, February 5, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 1, introduced by Ross, Lewis, Jameson and Besancon, was this day read three several times, concurred in, title agreed to, and is herewith returned to the House.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, February 5, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of Bills were this day given:

By McCormick: A Bill for an Act entitled: "An Act to amend Section 1760 of the Revised Codes of Montana of 1921, as amended by Chapter 107 of the Laws of 1923, and by Chapter 88 of the Laws of 1927, relating to registration fees for motor vehicles, trailers, semi-trailers, and dealers in motor vehicles or automobile accessories."

By McCormick: A Bill for an Act entitled: "An Act requiring the County Treasurers of the counties of Montana to receive applications for re-registration of motor vehicles, trailers, and semi-trailers and dealers in motor vehicles and automobile accessories, issue re-registration certificates and deliver corresponding number plates, collect the fees therefor, and account for the same."

By McCormick: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 113 of the Laws of 1925, defining certain words and phrases."

By McCormick: A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 113 of the laws of 1925, as amended by Chapter 74 of the laws of 1927, relating to certificates of registration of motor vehicles."

By McCormick: A Bill for an Act entitled: "An Act to amend Section 1755 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the laws of 1925 and by Chapter 129 of the Laws of 1927, and to amend Section 1759 of said Revised Codes, as amended by Chapter 113 of the Laws of 1925, all relating to registration and re-registration of motor vehicles, trailers and semi-trailers, motor and automobile accessories dealers, and operators and chauffeurs, certificates of title, and duties of registrar of motor vehicles, and providing penalties for the violation of the provisions of this Act.

By Richardson: A Bill for an Act entitled: "An Act to regulate motor vehicle traffic upon the public highways of the State of Montana; providing for the issuance of drivers' licenses; providing for collection and distribution of fees and prescribing penalties."

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, Montana, February 5, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times and referred to respective Committees:

S. B. No. 29, by McCormick: A Bill for an Act entitled: "An Act to provide for the appointment of a Commissioner to compile and revise the Codes and other Laws of the State of Montana, providing for the qualifications and duties of said Commissioner, for the defining of the boundaries of all Counties in the State as they shall exist on the first day of July, A. D., 1929; providing for the notation by said Commissioner of all inconsistencies, ambiguities, omissions, contradictions, imperfections, duplications, and unworkable Statutes and such other recommendations as will appear for the betterment of the Statutes; it is further provided that said Commissioner shall prepare new Sections for the purpose of correcting and reconciling all inconsistencies, ambiguities, omissions, contradictions and imperfections, and to submit such proposed new Sections by Bills to be introduced at the Twenty-Second Legislative Assembly, and also to make a full and complete report relative to such suggestions and the necessity for the enactment of the proposed new Sections; providing for the distribution of the Codes into four parts and the matter to be included in said Codes; providing for a history of Statutes and annotations; providing for the supervision of this work by the Supreme Court; providing for the Revised Codes of Montana of 1931; providing for the salary for said Commissioner and the providing of equipment, supplies, and office help." Read first and second time and referred to Judiciary Committee.

S. B. No. 30. Introduced by Goodman. A Bill for an Act entitled: "An Act to amend Section 1271 of the Revised Codes of Montana 1921 as amended by Chapter 27 of the Eighteenth Session Laws of the Legislative Assembly relating to the powers and duties of Boards of Trustees of County High Schools." Read first and second time and referred to Committee on Education.

S. B. No. 31. Introduced by Higbie. A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 89 of the Laws of the Eighteenth Legislative Assembly and as further amended by Chapter 137 of the Laws of the Nineteenth Legislative Assembly and by Chapter 134 of the Laws of the Twentieth Legislative Assembly, relating to the deposit of County, City, and Town Funds." Read first and second times and referred to Committee on Counties and Towns.

S. B. No. 32. Introduced by Shelver. A Bill for an Act entitled: "An Act to amend Section 5265 of the Revised Codes of Montana of 1921, as amended by Chapter 143 of the Session Laws of the Twentieth Legislative Assembly of 1927, relating to the creation and financing of Special Improvement Districts for Lighting Streets in Cities and Towns." Read first and second time and referred to Committee on Counties and Towns.

S. B. No. 33. Introduced by Donovan. A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921 relating to the Recovery of Damages and Attorney Fees in Actions to Obtain a Release of an Oil and Gas Lease which has become Forfeited." Read first and second times and referred to Committee on Oils and Leases.

S. B. No. 34. Introduced by Ruffcorn, Holton, Cowan and Plank. A Bill for an Act entitled: "An Act to amend Section 25 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to and concerning the Annual Rental Charges for State Lands and their Method of Determination." Read first and second time and referred to Committee on Public Lands.

Respectfully.

J. F. CONE, Secretary of the Senate.

Flachsenhar moved House pass third reading of House Bills for the day. Seconded and carried.

Flachsenhar moved House pass Order of Business No. 10 for the day. Seconded and carried.

Flachsenhar moved House adjourn until Wednesday, February sixth at 10 o'clock a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-FIRST LEGISLATIVE DAY

House of Representatives,
Helena, Montana, February 6, 1929.

House convened at 10:00 a .m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except: Cooney, Ekegren, Moss, absent; Ryder excused on account of illness.

The Committee on Journal submitted the following report:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the thirtieth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Wickware: A Bill for an Act entitled: "An Act to regulate the principles which shall control in the fixing of joint rates on two or more lines of railway in the State of Montana and on branch lines."

By Merritt: A Bill for an Act entitled: "An Act to amend Chapter 5 of Section 4390 of the Revised Codes of Montana, 1921, fixing the valuation of new counties fixing the valuation left to old county."

By Johnson: A Bill for an Act entitled: "An Act to provide for a packing plant at the State Prison. For the purpose of the machinery and equipment therefor, and cattle, hogs and sheep for manufacture therein, and for the supervision and finance thereof and appropriating moneys from the general fund for the State therefor."

REPORT OF SELECT COMMITTEES

The Committee on Sick Members reported as follows:

Mr. Speaker: So far as your Sick Committee is able to learn, Mr. Ryder is the only member of the House whose absence at the present time is due to illness. However, we are glad to report that Mr. Ryder has been able to leave the Hospital and is now at his home. His condition is very much improved.

(Signed)

PAULY,
LUCAS,
FREED,
Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 62, A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling and shipment of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers, for the inspection and tagging of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Laws of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 62 be amended as follows:

That in line 4 of Section 2, after the words "in force and effect" the words "for one year" be stricken out and the following inserted in lieu thereof: "which license shall continue in force and effect for the balance of the calendar year in which it is issued, and which shall be deemed null and void after January 1 of the succeeding year."

And that in line 8 of Section 2, after the words "in force and effect" the words "for one year" be stricken out and the following inserted in lieu thereof: "which license shall continue in force and effect for the balance of the calendar year in which it is issued, and which shall be deemed null and void after January 1 of the succeeding year."

And that in line 6 of Section 3, after the words "county commissioners," the following words be inserted: "other than a butcher, meat peddler, or employee of any butcher or meat peddler."

And that, in Section 9, after the words "inspection and tagging" in line 8, the following words be added: "as provided for in this Act."

And that said bill, so amended, do pass.

LEAVENS, Chairman.

Leavens moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on Irrigation and Water Rights having had under consideration House Bill No. 106 introduced by Committee on Irrigation and Water Rights, A Bill for an Act entitled: "An Act to Repeal Sections 3947 to 4025, both inclusive, of the Revised Codes of Montana of 1921, and Chapter 147 of the Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 135 of the Laws of the Nineteenth Legislative Assembly, 1925, amendatory thereof, relating to the creation, powers, and duties of the Montana Irrigation Commission, the regulation and sale of Water Rights, and the creation, organization, administration and control of irrigation districts by the public service commission of Montana, and pro-

viding for a continuance of said Sections, and amendments thereof, as to all irrigation districts which have been organized and incurred indebtedness pursuant to said Sections and amendments thereof." Respectfully report as follows: That House Bill No. 106 do pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your Committee on Public Safety having had under consideration House Bill No. 49. A Bill for an Act entitled: "An Act requiring vehicles other than motor vehicles to display lights between one hour after sunset and one hour before sunrise while being operated on public highways and providing penalty for violation of the Act." Respectfully report as follows: That House Bill No. 49 do not pass.

MILLER (Fergus) Vice-chairman.

On motion of Miller report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title, only and referred to committees:

H. B. No. 110, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921, as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly, relating to the fees of sheriffs." Committee on Townships and Counties.

H. B. No. 111, By Leavens: A Bill for an Act entitled: "An Act providing that the interest paid by State depositaries as required by law on funds held by the State Treasurer to the credit of the 'Veterans' Memorial Fund' shall be credited to such fund, and empowering the State Board of Land Commissioners to safely invest such funds." Committee on Ways and Means.

H. B. No. 112, By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 3071 and 3079 of the Revised Codes of Montana of 1921, providing for the hours of labor, public works, public buildings and grounds and in mills, smelters, mines, buildings and on railroads and other tunnels and in strip mining." Committee on Labor.

H. B. No. 113, By Fulsher: A Bill for an Act entitled: "An Act to amend Section 13A of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana relating to the open season for deer." Committee on Fish and Game.

H. B. No. 114, By Ueland, Pauly and Nelson: A Bill for an Act entitled: "An Act permitting Boards of County Commissioners to provide at their option additional judges and clerks of election for the purpose of counting and tabulating votes and defining the duties and powers of the judges and clerks in each precinct containing one hundred and fifty or more registered voters, provided said precincts do not use voting machines and providing for the penalty for the violation of the provisions of this Act." Committee on Privileges and Elections.

H. B. No. 115, By Cooney: A Bill for an Act entitled: "An Act to amend Section 10012 of the Revised Codes of Montana, 1921, relating to administration of estates less than two hundred dollars in value by public administrators, so as to permit public administrators to administer estates of value three hundred dollars and less, without letters of administration." Committee on Judiciary.

H. B. No. 116, By Cooney: A Bill for an Act entitled: "An Act to provide for the appointment of a clerk by public administrators in counties of the first, second or third class, where a judge of the District Court shall certify to the County Commissioners of such county the necessity for the appointment of such clerk, and fixing the compensation and term of office of such clerk." Committee on Judiciary.

H. B. No. 117, By Nagle: A Bill for an Act entitled: "An Act to repeal Sections 3040, 3041, 3042, 3043 of the Revised Codes of Montana, 1921, relating to reports of alien employment to be made to the Industrial Accident Board; providing blanks therefor; duties of employees and penalty for failure to comply therewith." Committee on Labor.

THIRD READING OF BILLS

House Bill No. 59, introduced by Hodgskiss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Lewis, Leavitt, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Cooney, Ekegren, Kinville, Lucas, Minette, Moss, Ryder. Total 7.

H. B. No. 80., introduced by the Appropriations committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: Monaghan. Total 1.

Absent and not voting: Cooney, Dunn, Ekegren, Jameson, Johnson, Moss, Ryder. Total 7.

H. J. R. No. 2 introduced by Marshall and Willard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite,

Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Cooney, Ekegren, Jameson, Jones, Moss, Ryder. Total 6.

H. J. M. No. 2, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Cooney, Ekegren, English (Deer Lodge), George, Jameson, Jensen, Logan, Monaghan, Moss, Ryder, Willis. Total 11.

The Printing Committee submitted the following report:

Helena, Montana, February 6, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 75-96-95-97-98 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into Committee of the Whole for the Consideration of General Orders.

Bretzke in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House Bills Nos. 68, 39, 88, 89, Senate amendments to H. B. Nos. 7, 19, Senate Joint Memorial No. 2, respectfully report as follows:

Recommend that H. B. No. 68, Do Pass;

That House Bill No. 39 do pass;

That House Bill No. 88, Do Pass;

That House Bill No. 89, Do Pass;

That Senate amendments to H. B. No. 7, be concurred in;

That Senate amendments to H. B. No. 19, be concurred in;

That Senate Joint Memorial No. 2, be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Flachsenhar moved House recess until 2:30 p. m. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

On request of Flachsenhar the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, duly seconded and carried, that the Speaker appoint a Special Committee of three to make the proper arrangements for the observance of Lincoln's and Washington's birthday anniversaries, the twelfth and twenty-second, respectively. Whereupon the Speaker appointed Johnson of Valley, Dunn of Gallatin, and Mason of Lewis and Clark, to constitute such committee.

Flachsenhar requested House be on Order of Business No. 10.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that the House resolve itself into Committee of the Whole for the further consideration of House Bill No. 42.

Mr. Nelstead in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bill No. 42, which is a continuation of Special Order of Business at 2:30 p. m., this date, respectfully report as follows: Recommend that H. B. No. 42, Do Pass, as amended

NELSTEAD, Chairman.

Moved by Nelstead, duly seconded, that report be adopted.

Leavitt requested a roll call on this motion and moved a call of the House. Duly seconded.

Flachsenhar requested the unanimous consent of the House that Ekegren be excused on account of illness. There being no objections, Ekegren unanimously excused.

On roll call all members being present except Ekegren and Ryder the Call of the House was suspended by the Speaker.

On motion to adopt the report of the Committee of the Whole was carried by the following vote:

Ayes: Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Fulsher, George, Goodwin, Hanley, Hodgskiss, Jameson, Jones, Kinville, Knight, Leavens, Lillis, Logan, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Renwick, Rigg, Roll, Ross, Salyerds, Shepard, Steeves, Sullivan, Thorburn, Ueland, Willard, Willis, Wilson, Total 64.

Noes: Anderson, Angvick, Arnold (Rosebud), Benjamin, Budas, Burrell, Chapman, Dean, Flachsenhar, Freed, Gordon, Green, Hagestad, Henderson, Jensen, Jergensen, Johnson, Kruse, Leavitt, Lewis, Lucas, Manning, Monaghan, Nelstead, Purnell, Reed, Rolph, Sample, Sheffer, Simpson, Tinsley, Waite, Warren, Wickware, Woodcock. Total 35.

Absent and not voting: Ekegren, Ryder, Mr. Speaker. Total 3.

Moved by Flachsenhar, duly seconded and carried that the House adjourn until tomorrow, Thursday, February seventh at 10:00 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SECOND DAY

House of Representatives
Helena, Montana, February 7, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Anderson, excused for the balance of the week; Ekegren, Jensen and Ryder, excused on account of illness; Thorburn, absent.

The committee on Journal reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-first legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Joint Memorial No. 1.

MERRITT, Chairman.

Report adopted.

The Committee on Printing reported as follows:

Helena, Montana, February 6, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 82 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Committee on Engrossing reported as follows:

Helena, February 6, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 39-68-88-89.

GREEN, Chairman.

Report adopted.

Mr. Speaker announced that Mr. Wold, a former member of the House from Yellowstone County was present.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Logan, Hanley and Chatham: A Bill for an Act entitled: "An Act to regulate the hours of employment of policemen and applicants for appointment to the police force who are serving for the probationary term of six months in all cities of the first class and such cities of other classes which have elected to comply with the provisions of Sections 5095 to 5108 inclusive of the Revised Codes of Montana, 1921, as amended by Chapter 119 of the Eighteenth Legislative Assembly."

By Sample: A Bill for an Act entitled: "An Act amending Sec. 11955 of the Revised Codes of the State of Montana 1921, changing the number of peremptory challenges allowed the State of Montana and the defendant in Criminal Cases."

By George: A Bill for an Act entitled: "An Act to grant to the United States of America, concurrent police jurisdiction over the rights of way of the Blackfeet Highway, and over the rights of way of its connections with the Glacier Park Road system on the Blackfeet Indian Reservation in the State of Montana."

By Jergensen: A Bill for an Act entitled: "An Act to authorize counties to acquire by gift, purchase, deed, lease or otherwise, property for parks and to provide for their equipment, maintenance, operation and control and management as to public use."

By Dellwo: A Bill for an Act entitled: "An Act to amend Section 3685 of the Revised Codes of Montana of 1921 as amended by Chapter 192 Laws of the Nineteenth Legislative Assembly, and further amended by Chapter fifty nine Laws of the Twentieth Legislative Assembly relating to hunting and fishing licenses."

By Moss, Nagle, Johnson (Valley) and Barry: A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto."

By Marshall: A Bill for an Act entitled: An Act prescribing qualifications for County Superintendent of Schools.

By Fairgrieve: A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigars and cigarettes."

By Nagle: A Bill for an Act entitled: "An Act to amend Sections 6008 and 6009 of the Revised Codes of Montana, 1921, relating to records of corporations and the inspection thereof."

By Nagle: A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment."

Flachsenhar announced that Mr. Johnston, former member from Yellowstone County was present, whereupon the Speaker requested Leavens and Logan to escort him to a chair at the rostrum.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

February 5, 1929

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session.

Position	Name
Stenographer and Proof Reader	Ann Simon
Janitor	John T. Mercer

JOHNSON, Vice-chairman.

On motion of Johnson, report adopted.

Speaker gave notice that he was about to sign House Joint Memorial No. 1 and thereupon signed same.

Flachsenhar announced that Mr. William Pilgrim, former member of House from Cascade County was present, whereupon Speaker delegated Brown and Willis of Cascade to escort him to a seat near him.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds having had under consideration, petitions asking

for the separation of the school for the Deaf and Blind from the School for the Mental Defective, at Boulder, beg leave to report the findings of our Special Committee who visited the above mentioned institutions. Respectfully report as follows: We move that petition referred to your Special Sub-Committee relative to separating the School of the Deaf and Blind from that of the Feeble Minded be not granted, for the following reason: That we have had this matter under consideration for some time, part of the Committee has investigated the Institution, and we find from personal observation and inquiry that the School of the Deaf and Blind is separated from that of the Feeble Minded by approximately one-half mile, the Boulder River flows between the two schools, the only crossing being that of a narrow bridge. The Children of the Deaf and Blind school neither visit or associate with those of the Feeble Minded. That in so far as the intermingling of the children is concerned the Institutions are entirely separated. We believe that one head can easily handle the two Institutions, and the present Superintendent is particularly adapted to this work both by temperament and experience to handle both schools that of the Deaf and Blind and the Defective Minded. We believe that many of the signers of the petition did so because of a misunderstanding of the actual conditions.

ARNOLD of Stillwater, Chairman.

BROWN of Gallatin.

LOGAN of Yellowstone.

Sub-Committee.

On motion of Arnold report adopted. So ordered.

Mr. Speaker: We, your Committee on Education having had under consideration, H. B. No. 56, A Bill for an Act entitled: "An Act relating to forms of application for teaching positions in the public schools to be prescribed by the Superintendent of Public Instruction." Respectfully report as follows: That H. B. Bill No. 56 do not pass.

MARSHALL, Chairman.

On motion of Marshall report adopted. So ordered.

Mr. Speaker: We, your Committee on Privileges and Elections having had under consideration, House Bill No. 84 introduced by Parker: A Bill for an Act entitled: "An Act to amend Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98, Laws of the Twentieth Legislative Assembly of 1927, relating to the election of county and city central committeemen." Respectfully report as follows: That House Bill No. 84 do pass.

KNIGHT, Chairman.

On motion of Knight report adopted. So ordered.

Mr. Speaker: We, your Committee on Appropriations having had under consideration, House Bill No. 58: A Bill for an Act entitled: "An Act to provide for the creation of a State Library extension Commission, prescribing the duties of said Board and making an appropriation for the maintenance thereof." Respectfully report as follows: That House Bill No. 58 be amended as follows: That Section 3 be amended by striking out the figures "\$6,000" and inserting in lieu thereof the words and figures "Six Hundred Dollars (\$600.00)." That it do pass as amended.

REED, Chairman.

Reed moved report be adopted. So ordered.

Mr. Speaker: We, your Committee on Privileges and Elections having had under consideration, House Bill No. 90 introduced by Bretzke: A Bill for an Act entitled: "An Act to repeal Section 537 and 538 comprising Chapter 45 of the Revised Codes of Montana of 1921 relating to the publication of Sections submitted to popular vote." Respectfully report as follows: That House Bill No. 90 do pass.

KNIGHT, Chairman.

On motion of Knight report adopted. So ordered.

Mr. Speaker: We, your Committee on Ways and Means having had under consideration, House Bill No. 93, A Bill for an Act entitled: "An Act to repeal all of Chapter 71 of the Session Laws of the Eighteenth Legislative Assembly of 1925, relating to the collection of taxes and assessments levied for irrigation district and drainage district purposes and requiring County Treasurers to collect receive and receipt for such irrigation district and drainage district taxes and assessments at the same time and upon the same receipt as taxes levied upon real property for county purposes. Respectfully report as follows: That House Bill No. 93 be referred to Judiciary Committee.

DUNN, Chairman.

On motion of Dunn report adopted. So ordered.

Mr. Speaker: We, your committee on Fairs and Expositions having had under consideration, House Bill No. 77 introduced by Moulton: A Bill for an Act entitled: "An Act to amend Section 11180 of the Revised Codes of Montana, 1921, relating to the recording or registering of bets, or wagers upon the result of any contest of speed or skill or endurance of animal or beast and to repeal all Acts and parts of Acts in so far as the same may conflict herewith." Respectfully report as follows: That House Bill No. 77 do not pass but that Substitute for House Bill No. 77 by Committee on Fairs and Expositions: A Bill for an Act entitled: "An Act to amend Section 11180 of the Revised Codes of Montana, 1921, relating to the recording or registering of bets or wagers, upon the result of any contest of speed or skill or endurance of animal or beast and to repeal all Acts and parts of Acts in so far as the same may conflict herewith." Do pass.

RENWICK, Chairman.

On motion of Renwick report adopted. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 118, By Knight: A Bill for an Act entitled: "An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto." Committee on Judiciary.

H. B. No. 119, By Miller, Fergus and Moulton: A Bill for an Act entitled: "An Act relating to the powers of Boards of County Commissioners in selling and disposing of property belonging to the County, and repealing sub-division 10 of Section 1 of Chapter 54 of the Laws of the Twentieth Legislative Assembly." Committee on Townships and Counties.

H. B. No. 120, By Dean: A Bill for an Act entitled: "An Act to amend Sections 2 and 4 of Chapter 95 of the Laws of Montana, 1927, relating to the protection of the forests and forest lands within the State of Montana by providing an exemption to bona fide settlers engaged in clearing lands for agricultural purposes." Committee on Conservation of National Resources.

H. B. No. 121, By Dougherty, Jergensen, Roll, Hodgskiss and MacRae: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commissioner of Agriculture in connection herewith and prescribing penalties for violation of this Act." Committee on Agriculture.

H. B. No. 122, By Pauly: A Bill for an Act entitled: "An Act defining the crew required on certain locomotives and railroad engines with accompanying tenders when operated outside of yard limits, and prescribing penalties for the violation thereof." Committee on Railroads and Transportation.

H. B. No. 123, by Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana of 1921 relating to salaries of County Officers." Committee on Townships and Counties.

H. B. No. 124, By Bretzke and Darlington: A Bill for an Act entitled: "An Act to amend Section 1627 of the Revised Codes of Montana of 1921, relating to removal of obstructions and repair of bridges." Committee on Highways.

H. B. No. 125, By Wickware: A Bill for an Act entitled: "An Act to regulate the principles which shall control in the fixing of joint rates on two or more lines of railway in the State of Montana and on branch lines." Committee on Public Utilities and State Commissions.

H. B. No. 126, by Fulsher: A Bill for an Act entitled: "An Act to regulate the occupation of hairdresser and cosmetologists, create a State Examining Board for the licensing of persons to carry on or teach such practices, to insure the better education of such practitioners, to provide rules regulating the proper conduct and sanitation of hairdressing and cosmetologist establishments and schools, and to provide penalties for violations thereof." Committee on Public Health and Sanitary Affairs.

Flachsenhar announced that Frank Eliel of Beaverhead County, former member was present and Speaker appointed Nelstead and Arnold of Stillwater to escort Mr. Eliel to a seat near him.

CONSIDERATION OF MESSAGES FROM SENATE

Flachsenhar moved that the messages from the Senate be considered read at length and Journal so show. There being no objections, so ordered.

Helena, February 6, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Taxation, having had under consideration House Bill No. 5 recommend that the same be amended as follows:

By striking out all of line 21. of the original Bill after the word "levied" and all of lines 22 and 30 inclusive, of said original bill, and inserting in lieu thereof the following: "In counties of the first, second, third, fourth and fifth classes the tax for such purposes shall not exceed in any one year the amount of seven (7) mills on the dollar on the taxable property of the County, and in all other Counties said tax for such purposes shall not exceed in any one year the amount of six (6) mills on the dollar on the taxable property of the County."

"In Counties of the first, second, third, fourth and fifth classes the proceeds of the entire levy shall be apportioned as heretofore provided by law. In all other Counties wherein the said tax exceeds five mills, the proceeds of five mills shall be apportioned as heretofore provided by law, and the balance of said tax shall, at the option of the County High School Board, be used for the support of the County High School alone, or, at its direction, be distributed among the several high schools of the County on the same basis and in the same manner as the proceeds from the other five mills are distributed."

And, as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, February 6, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: Reports adopted.

Committee on Elections and Privileges, H. B. No. 3 be concurred in.

Committee on Taxation, S. B. No. 20, recommend that the same do not pass.

Committee on Federal Relations, S. J. M. No. 6, recommend the same do pass.

Committee on Federal Relations, H. J. R. No. 1, recommend that the same be concurred in.

Committee on Aviation, S. B. No. 25, recommend that the same do pass.

Committee on Counties and Towns, S. B. No. 31, recommend that the same be referred to the Committee on Banks and Banking.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, February 6, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Senate Bill No. 19 do pass.

That House Bill No. 27 be concurred in.

That House Bill No. 31 be concurred in.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, February 6, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to respective Committees:

S. B. No. 35. Introduced by McCormick. A Bill for an Act entitled: "An Act requiring the County Treasurers of the Counties of Montana to Receive Applications for Re-registration of Motor Vehicles, Trailers and Semi-trailers and dealers in Motor Vehicles and Automobile Accessories, issue Re-registration Certificates and deliver corresponding Number Plates, collect the Fees therefor, and account for the same." Referred to Committee on Roads and Highways.

S. B. No. 36. Introduced by McCormick. A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 113 of the Laws of 1925, as amended by Chapter 74 of the Laws of 1927, relating to Certificates of Registration of Motor Vehicles." Referred to Committee on Roads and Highways.

S. B. No. 37. Introduced by McCormick. A Bill for an Act entitled: "An Act to amend Section 1755 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Laws of 1925, and by Chapter 129, of the Laws of 1927 and to amend Section 1759 of said Revised Codes, as amended by Chapter 113 of the Laws of 1925, all relating to Registration and Re-registration of Motor Vehicles, Trailers and Semi-trailers, Motor and Automobile Accessories Dealers, and Operators and Chauffeurs, Certificates of Title, and Duties of Registrar of Motor Vehicles, and providing penalties for the violation of the provisions of this Act." Referred to Committee on Roads and Highways.

S. B. No. 38. Introduced by McCormick. A Bill for an Act entitled: "An Act to amend Section 1760 of the Revised Codes of Montana of 1921, as amended by Chapter 107 of the Laws of 1923 and by Chapter 88 of the Laws of 1927, relating to Registration Fees for Motor Vehicles, Trailers, Semi-Trailers, and Dealers in Motor Vehicles or Automobile Accessories." Referred to Committee on Roads and Highways.

S. B. No. 39. Introduced by McCormick. A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 113 of the Laws of 1925, defining certain Words and Phrases." Referred to Committee on Roads and Highways.

S. B. No. 40. Introduced by Richardson. A Bill for an Act entitled: "An Act to regulate Motor Vehicle Traffic upon the Public Highways of the State of Montana—providing for the Issuance of Driver's Licenses; providing for Collection and Distribution of Fees and prescribing Penalties." Referred to Committee on Roads and Highways.

S. B. No. 41. Introduced by Finance and Claims Committee. A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to issue and dispose of "Refunding Capitol Building Bonds" to the amount of Five Hundred and Thirty-Five Thousand Dollars, for the purpose of refunding the "Second" and "Third" issue "Capitol Building Bonds of the State of Montana;" to provide for the payment of interest and principal, and create a Sinking Fund and the investment thereof." Referred to Committee on Finance and Claims.

S. B. No. 42. Introduced by Donovan. A Bill for an Act entitled: "An Act to amend Section 9799 of the Revised Codes of Montana of 1921 as Amended by Chapter 69 of the Laws of the 19th Legislative Assembly relating to the Allowance of Attorney Fees on Foreclosure of Liens." Referred to Judiciary Committee.

S. B. No. 43. Introduced by Pauline. A Bill for an Act entitled: "An Act to amend Section 7098 of the Revised Codes of Montana of 1921, relating to Priority Rights in the appropriation of water and giving preference to uses of water for certain beneficial purposes." Referred to Committee on Irrigation and Water Rights.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, Montana, February 6, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Porter: A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana, 1921, relating to the salary of county officers."

By Kelley, Thien and Porter: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 5 of Article VIII of the Constitution of Montana relating to the membership of the Supreme Court, providing for the calling of District Judges to sit in place of disqualified or absent Justices, and providing that District Judges may be called in to sit in addition to the Justices."

By Gustafson: A Bill for an Act entitled: "An Act to amend Chapter 27, Revised Codes of Montana, 1921, as amended by the Session Laws of 1923, 1925 and 1927, relating to the duties of Water Commissioner, by adding thereto Sections numbered 7160, 7161, 7162, 7163 and 7164."

By Gustafson: A Bill for an Act entitled: "An Act requiring Insurance Companies to file with the Commissioner of Insurance any agreement between them affecting the rules or rates for determining the premium for Fire Insurance; providing for protests thereto; the manner of providing for the expense of a hearing thereon; authorizing the Commissioner to make temporary and final orders pertaining thereto and providing a penalty for failure to obey the order of the Commissioner."

By Campbell: A Bill for an Act entitled: "An Act relating to all property acquired by the State by escheat, forfeiture or failure of title and providing when title vests in the State, providing for making the State a party to foreclosure of liens in certain cases, providing for the administration of escheated estates and the establishment of heirship, providing for interest on funds withheld by administrators and county treasurers, providing for recovery of property where title has vested in the State and for the appointment of receivers in certain cases, providing the manner of sale of escheated and other property and for the recovery of property or proceeds by heirs or claimants, and repealing Sections 7088, 7089, 7090, 9959, 9960, 9961 and 9962, Revised Codes of 1921."

By Garber: A Bill for an Act entitled: "An Act to provide for security of bank deposits; creating the bank depositors guarantee fund, the bankers administrative fund, the bankers conservative fund, and providing regulations for said funds; creating a guarantee fund commission and prescribing its duties and compensation; regulating bank receiverships, liquidations, cer-

tificates of deposit and rates of interest thereon; defining the duties of Governor, Attorney General, Superintendent of Banks, Board of Examiners and the Courts with relation to this Act; providing penalties for the violation of this Act; repealing all Acts in conflict herewith; providing for a referendum of this Act."

Respectfully,

J. F. CONE, Secretary of the Senate.

THIRD READING OF SENATE MEMORIALS

Senate Joint Memorial No. 2, having been read three several times was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Birrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dunn, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagstad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Anderson, Ekegren, Green, Jameson, Jensen, Johnson, Reed, Rigg, Ryder, Thorburn. Total 10.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 7, having been read three several times, were concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hogstad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Knight, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Anderson, Angvick, Ekegren, Fairgrieve, Green, Jameson, Jensen, Johnson, Moss, Reed, Rigg, Ryder, Thorburn. Total 13.

Senate amendments to H. B. No. 19, having been read three several times were concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagstad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley,

Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Anderson, Ekegren, Fairgrieve, Green, Jensen, Johnson, Metlen, Moss, Reed, Thorburn, Ryder. Total 11.

H. B. 39, introduced by Buck, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Arnold (Rosebud), Freed, Metlen. Total 3.

Absent and not voting: Anderson, Ekegren, Green, Jensen, Johnson, Reed, Ryder, Thorburn, Fairgrieve. Total 9.

H. B. No. 68, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Anderson, Dellwo, Ekegren, Green, Jensen, Marshall, Reed, Ryder, Thorburn. Total 9.

H. B. 88, introduced by Appropriations Committee, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Freed, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Metlen, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Anderson, Darlington, Dellwo, Doran, Ekegren, Fulsher, Flachsenhar, Green, Jensen, Lillis, Lucas, Merritt, Moss, Reed, Ryder, Steeves, Thorburn, Tinsley, Total 18.

The following report was received from the Engrossing Committee and read.

February 7, 1929.

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: 42.

GREEN, Chairman.

Green moved report be adopted. So ordered.

H. B. No. 89, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Anderson, Benjamin, Besancon, Ekegren, Freed, George, Jensen, Lillis, Merritt, O'Day, Ryder, Thorburn. Total 12.

H. B. No. 42, introduced by Jones, Merritt, Nagle, Dellwo, and Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Chatham, Clausen, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Fulsher, George, Goodwin, Hanley, Hodgskiss, Jameson, Jones, Kinville, Knight, Leavens, Lillis, Logan, MacRae, Mason, Marshall, Metlen, Merritt, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Pauly, Renwick, Rigg, Roll, Salyerds, Shepard, Sullivan, Willard, Wilson, Mr. Speaker. Total 50.

Noes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Budas, Burrell, Chapman, Curran, Dean, Erickson, Fairgrieve, Flachsenhar, Freed, Gordon, Green, Hagestad, Henderson, Jergensen, Johnson, Kruse, Leavitt, Lewis, Lucas, Manning, Minette, Monaghan, Moss, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Rolph, Sample, Sheffer, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Woodcock. Total 47.

Absent and not voting: Anderson, Ekegren, Jensen, Ryder, Thorburn. Total 5.

Leavitt requested a roll call and moved a call of the House. Duly Seconded.

Flachsenhar requested unanimous consent of the House that Ekegren and Thorburn be excused. There being no objections these gentlemen excused.

On roll call all members present except Anderson, Ekegren, Jensen, Ryder and Thorburn.

On motion of Flachsenhar call of the House was suspended. Seconded and carried.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole for consideration of General orders.

Mr. Arnold of Stillwater in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House Bills Nos. 75, 95, 96, 97, 98, respectfully report as follows:

Recommend that H. B. No. 75, Do Pass.

Recommend that H. B. No. 95, Do Pass.

Recommend that H. B. No. 96, Do Pass.

Recommend that House Bill No. 97, Do Pass.

Recommend that House Bill No. 98, Do Pass.

ARNOLD (Stillwater), Chairman.

On motion of Arnold, report adopted.

The Printing Committee submitted the following report:

February 7, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. Substitute 53-101-105-106 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Flachsenhar moved House recess until 2:30 this afternoon. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Nagle: A Bill for an Act entitled: "An Act relating to corporations defining the duties of the Secretary of State of notifying corporations when the charter will expire, and providing for winding up the affairs of the corporation at the expiration of the charter, and providing for the continuance of the existence of the corporation for the purpose of winding up its affairs."

By Nagle: A Bill for an Act entitled: "An Act pertaining to the execution of instruments by corporations providing that such instrument shall be prima facie evidence of their due execution and providing within what time action shall be commenced and set such instrument aside."

By Committee on Fairs and Expositions: A Bill for an Act entitled: "An Act to amend Section 5039 subdivision 16 of the Revised Codes of Montana, 1921, relating to powers of City Councils in the licensing of carnivals, circuses and tent shows of like character."

By English of Silver Bow, by request: A Bill for an Act entitled: "An Act to amend Section 2589 of the Revised Codes of Montana of 1921, and providing for the licensing of public eating places, bakeries, confectionaries, meat markets, canneries, soda fountains, ice cream parlors, soft drink establishments, potato chip factories, pickle factories, salad dressing plants, grocery stores, wholesale grocery houses, food produce

houses, delicatessens or bottling works, and regulating fees to be charged for said licenses."

By Cooney, Freed, Dunn, Hanley and Buck: A Bill for an Act entitled: "An Act to provide for the incorporation, operation and supervision of co-operative savings and credit associations to be termed 'credit unions,' and to define their powers."

By Nelstead: A Bill for an Act entitled: "An Act to provide for the foreclosure of installment mortgages upon real estate and repealing all Acts and parts of Acts in conflict herewith."

By Besancon: A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts."

Flachsenhar announced that the following former members of the House were present: Mr. O'Hara of Ravalli County; Mrs. Hamilton of Phillips County; Mr. Kelly of Pondera County and Mr. Loble of Lewis and Clark County. Mr. Speaker requested the following members to escort them to seats at the rostrum. MacRae and Dougherty; Dellwo and Nagle; Fulsher and Nelson; and Sample and Sheffer; respectively.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 51: A Bill for an Act entitled: An Act relating to the payment of taxes on real estate when such real estate is in any drainage district or irrigation district. Respectfully report as follows: That House Bill, No. 51 Do Not Pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 12 introduced by Johnson: A Bill for an Act entitled: "An Act to amend Section 188 of the Revised Codes of the State of Montana, 1921, relating to the official bonds of the State Treasurer, his chief deputy, chief clerk, and assistant chief clerk." Respectfully report as follows: That House Bill No. 12 be amended as follows: By striking the words "and in the event that they do furnish such surety on said bonds," in line 13, of Section 1, and as amended do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on Insurance having had under consideration, Senate Bill No. 13: A Bill for an Act entitled: "An Act to amend Section 352 of the Revised Codes of Montana of 1921, as amended by Section 5, of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, relating to hail insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund." Respectfully report as follows: That Senate Bill No. 13 be concurred in.

SAMPLE, Chairman.

On motion of Sample report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 124: A Bill for an Act entitled: "An Act to amend Section 1627 of the Revised Codes of Montana of 1921, relating to removal of obstructions and repair of bridges. Respectfully report as follows: That H. B. No. 124 Do Pass.

MOSS, Chairman.

On motion of Nelstead report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, House Joint Memorial No. 4: "A Memorial to the Congress of the United States requesting that speedy consideration be given claims of the Indian Tribes herein mentioned and that the comptroller general be directed to submit his data on the compilation of the counter claims of the United States against said Indian Tribes." Respectfully report as follows: That said joint memorial Do Pass.

BUCK, Chairman.

On motion by Buck report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, Senate Joint Memorial No. 1: Memorial to the Congress of the United States, to enact such Legislation as will permit the owners of land in the Upper Milk River Irrigation Districts, to enter into contracts permitting payments for the St. Marys Diversion charges, to be made in forty years, and to allow deduction of nonproductive land. Respectfully report as follows: That said Senate Memorial No. 1 be concurred in.

BUCK, Chairman.

On motion by Buck report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, House Joint Memorial No. 3: Memorial to the Congress of the United States designating the late Charles Marion Russell as a distinguished and illustrious citizen of the State of Montana, and requesting a suitable place be provided in the National Statuary Hall for a statue of the said deceased. Respectfully report as follows: That said memorial Do Pass.

BUCK, Chairman.

On motion by Buck report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, Senate Joint Resolution No. 1: Respectfully report as follows: That said resolution be concurred in.

BUCK, Chairman.

On motion by Buck report adopted.

Mr. Speaker: We, your committee, on Affairs of Cities having had under consideration, House Bill No. 76 introduced by Bretzke: A Bill for an Act entitled: "An Act to provide for the publication of the report of the State Examiner covering the examination of the various incorporated cities and towns." Respectfully report as follows: That House Bill No. 76 Do Pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Privileges and Elections having had under consideration, House Bill No. 114 introduced by Ueland, Pauly, and Nelson: A Bill for an Act entitled: "An Act permitting Boards of County Commissioners to provide at their option additional judges and clerks of election for the purpose of counting and tabulating votes and defining the duties and powers of the judges and clerks in each precinct containing one hundred and fifty or more registered voters, providing said precincts do not use voting machines and providing for the penalty for the violation of the provisions of this Act." Respectfully report as follows: That House Bill No. 114 Do Pass.

KNIGHT, Chairman.

On motion of Knight report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate: On motion of Flachsenhar, duly seconded and carried, messages from the Senate considered read at length and Journal so show.

Helena, February 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 31, introduced by Merritt, was this day read three several times, concurred in, title and history agreed to, and is herewith transmitted to the House.

Also House Bill No. 27, introduced by Committee of State Lands, was this day read three several times, concurred in, title and history agreed to, and is herewith transmitted to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 44. Introduced by Keeley, Thien and Porter. Committee on Constitutional Amendments. A Bill for an Act entitled: "An Act to submit to the Qualified Electors of the State of Montana an amendment to Section 5 of Article VIII of the Constitution of Montana relating to the Membership of the Supreme Court, providing for the calling in of District Judges to sit in place of disqualified or absent Justices, and providing that District Judges may be called in to sit in addition to the Justices." Referred to Committee on Constitutional Amendments.

S. B. No. 45. Introduced by Garber. A Bill for an Act entitled: "An Act to provide for Security of Bank Deposits: creating the bank depositors guarantee fund, the bankers administrative fund, the bankers conservation fund, and providing regulations for said funds: creating a guarantee fund Commission and prescribing its duties and compensation; regulating bank receiverships liquidations, certificates of deposit and rates of interest thereon: defining the duties of Governor, Attorney General, Superintendent of Banks, Board of Examiners and the Courts with relation to this Act: providing penalties for the violation of this Act; repealing all Acts in conflict herewith: providing for referendum of this Act." Referring to Committee on Banks and Banking.

S. B. No. 46. Introduced by Committee on Counties and Towns: A Bill for an Act Entitled: "An Act to amend Section 4465 of the Revised Codes of Montana of 1921 as amended by Chapter 95 of the Laws of the 18th Legislative Assembly, and as amended by Chapter 54 of the 20th Legislative Assembly, relating to the general and permanent powers of the Board of County Commissioners, by adding to such powers the further power and authority to lease and demise County Buildings, Equipment, Furniture and Fixtures for Hospital purposes and to appraise the rental value thereof. Referred to Committee on Counties and Towns.

S. B. No. 47. Introduced by Committee on Agriculture. A Bill for an Act entitled: "An Act providing for the Storage of Grain on Farms, on or near railroad-right-of-ways and other suitable places, making provision regulating said storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act, and repealing Chapter 59 of the Laws of 1923 of the State of Montana and all other Acts or parts of Acts in conflict with the provisions of this Act." Referred to Committee on Agriculture.

S. B. No. 48. Introduced by Porter. A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana, 1921, relating to the salary of County Officers." Referred to Committee on Counties and Towns.

S. B. No. 49. Introduced by Taylor. A Bill for an Act entitled: "An Act to amend Sections 2870, 2914 and 2918 of the Revised Codes of Mon-

tana 1921, and Sections 2912, 2913, 2915, 2917 and 2920 of the Revised Codes of Montana 1921, as amended by Chapter 121 Session Laws of 1925 defining "Injury" or "Injured" and providing for compensation for temporary total, total and partial disability, injury causing death, date payment to begin and for compensation for specified injuries and amending Section 2960 of the Revised Codes of Montana 1921, relating to appeals from the Industrial Accident Board to the District Court and providing for a Trial De Novo in the District Court by a jury on all questions of fact and providing that the findings of the jury shall be conclusive on all issues of fact and repealing Sections 2907, 2908, 2909 and 2961 Revised Codes of Montana 1921." Referred to Committee on Compensation.

S. J. M. No. 7. Introduced by Staggs, Holton and Crawford. "A Resolution Memorializing the Congress of the United States requesting the passage of necessary legislation providing for an increase of the tariff on Flaxseed and Flaxseed Products." Referred to Committee on Agriculture.

The following Notice of Bill was this day given:

By J. S. Campbell: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921, and to add thereto two new Sections to be known as Sections 3384-a and 3384-b of the Revised Codes of Montana of 1921, providing for the abolishing of herd districts and for the exclusion of land therefrom in certain cases."

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, Montana, February 7, 1929

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary, Senate Bill No. 42, by Donovan, recommend that same do pass.

Committee on Judiciary, Senate Bill No. 4, by Goodman, recommend that same do pass.

Committee on Mines and Mining, S. J. M. No. 5, recommend that same do pass.

Committee on Sanitary Affairs, House Bill No. 44, by Lillis, recommend same for concurrence.

Committee on Sanitary Affairs, House Bill No. 43, by Lillis, respectfully recommend same for concurrence.

Committee on Printing, House Bill No. 38, recommend that same be concurred in.

Respectfully,

J. F. CONE, Secretary of the Senate.

The Printing Committee submitted the following report:

Helena, Montana, February 7, 1929

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 11, 62 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

On motion of Flachsenhar, duly seconded and carried, House adjourned until tomorrow, Friday, February eighth at 10:00 a. m.

R. C. BRICKER,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-THIRD DAY

House of Representatives
Helena, Montana, February 8, 1929

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the Chair.

Invocation by the Chaplain.

On roll call all members present except: Anderson, Ekegren, Jensen, Renwick and Ryder, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the thirty-second day find same to be correct.

Report adopted.

DARLINTON, Chairman.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: H. B. No. 7, 19.

MINETTE, Chairman.

Report adopted.

February 8, 1929

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 75, 95, 96, 97, 98.

GREEN, Chairman.

Report adopted.

REPORT OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Education having had under consideration House Bill No. 45: A Bill for an Act entitled: "An Act to amend Section 1267 of the Revised Codes of Montana as amended by Chapter 94 of the Laws of the Twentieth Legislative Assembly relating to the appointments of County High School Trustees." Respectfully report as follows: That House Bill No. 45 be amended by striking out in line 5 after the word "December" the remainder of line 5 and all of lines 6, 7, 8. And inserting in lieu thereof the words "1929, three (3) trustees for a term of two (2) years, at least two (2) of whom shall be residents outside the school district in which the county high school is located; and annually thereafter at their regular meeting in December, they shall appoint three (3) trustees for a two (2) year term, their terms to begin on the first day of January after such appointment.

We recommend that same do pass as amended and be placed on General Orders.

MARSHALL, Chairman.

On motion of Marshall report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced, read first and second time by title only and referred to committees:

H. B. No. 127, by George: A Bill for an Act entitled: "An Act to grant to the United States of America, concurrent police jurisdiction over the rights of way of the Blackfeet Highway, and over the rights of way of its connections with the Glacier Park Road System on the Blackfeet Indian Reservation in the State of Montana." Committee on Highways.

H. B. No. 128, By Nagle: A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment." Judiciary Committee.

H. B. No. 129, by Jergensen: A Bill for an Act entitled: "An Act to authorize counties to acquire by gift, purchase, deed, lease, or otherwise property for parks, and to provide for their equipment, maintenance, operation, control, and management as to public use." Committee on Development and Publicity.

H. B. No. 130, by Committee on Fairs and Expositions: A Bill for an Act entitled: "An Act to amend Section 5039 sub-division 16 of the Revised Codes of Montana, 1921, relating to powers of City Councils in the licensing of carnivals, circuses and tent shows of like character." Committee on Fairs and Expositions.

H. B. No. 131, by Nagle: A Bill for an Act entitled: "An Act pertaining to the execution of instruments by corporations providing that such instrument shall be prima facie evidence of their due execution, and providing within what time action shall be commenced and set such instrument aside." Committee on Judiciary.

H. B. No. 132, by Nagle: A Bill for an Act entitled: "An Act relating to corporations defining the duties of the Secretary of State of notifying corporations when the charter will expire, and providing for winding up the affairs of the corporation at the expiration of the charter, and providing for the continuance of the existence of the corporation for the purpose of winding up its affairs." Committee on Judiciary.

H. B. No. 133, by English of Silver Bow, by request: A Bill for an Act entitled: "An Act to amend Section 2589, of the Revised Codes of Montana of 1921, and providing for the licensing of public eating places, bakeries, confectioneries, meat markets, canneries, soda fountains, ice cream parlors, soft drink establishments, potato chip factories, pickle factories, salad dressing plants, grocery stores, wholesale grocery houses, food produce houses, delicatessens or bottling works, and regulating fees to be charged for said licenses." Committee on Ways and Means.

H. B. No. 134, by Jergensen, Dougherty, Warren and Fairgrieve: A Bill for an Act entitled: "An Act providing for taxes upon and with respect to personal incomes, and for the collection and distribution of such taxes." Committee on Revenue and Taxation.

H. B. No. 135, by Besancon: A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts." Committee on Labor.

H. B. No. 136, by Moss, Nagle, Johnson of Valley and Barry: A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto." Committee on Highways.

H. B. No. 137, by Education Committee: A Bill for an Act entitled: "An Act prescribing qualifications for County Superintendent of Schools." Committee on Education.

H. B. No. 139, by Logan, Hanley and Chatham: A Bill for an Act entitled: "An Act to regulate the hours of employment of policemen and applicants for appointment of the police force who are serving for the probationary term of six months in all cities of the first class and such cities of other classes which have elected to comply with the provisions of Sections 5095 to 5108 inclusive, of the Revised Codes of Montana, 1921, as amended by Chapter 119 of the Eighteenth Legislative Assembly." Committee on Affairs of Cities.

H. B. No. 140, by Dellwo: A Bill for an Act entitled: "An Act to amend Section 3685 of the Revised Codes of Montana of 1921 as amended by Chapter 192 Laws of the 19th Legislative Assembly, and further amended by Chapter 59 Laws of the Twentieth Legislative Assembly relating to hunting and fishing licenses." Committee on Fish and Game.

H. B. No. 141, by Nagle: A Bill for an Act entitled: "An Act to amend Sections 6008 and 6009 of the Revised Codes of Montana of 1921, relating to records of corporations and the inspection thereof." Committee on Corporation other than Municipal.

Mr. Speaker gave notice that he was about to sign H. B. No. 7, and thereupon signed the same.

The following bills were this day introduced, read first by title and second time at length, and referred to committees:

H. B. No. 138, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the refund of excessive collection of taxes by the State of Montana." Committee on Appropriations.

H. B. No. 142, by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as governor of the State of Montana." Committee on Appropriations.

H. B. No. 143, by Appropriations Committee: A Bill for an Act entitled: "An Act to amend Section 73 of Chapter 89, Laws of the 20th Legislative Assembly, relating to fees to be paid the State Examiner and Superintendent of Banks for the General Fund, and providing for the transfer to the General Fund of the State of moneys now in the State Examiners Fund." Committee on State Boards and Officers.

Mr. Speaker gave notice that he was about to sign House Bill No. 19, and thereupon signed the same.

Flachsenhar requested Lewis be excused on account of illness and Renwick for Friday and Saturday. There being no objections gentlemen were excused.

THIRD READING OF HOUSE BILLS

House Bill No. 75, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagstad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Anderson, Cooney, Dunn, Ekegren, George, Jensen, Johnson, Lewis, Leavitt, Minette, Renwick, Roll, Ryder. Total 13.

H. B. No. 95, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagstad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard,

Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Anderson, Cooney, Dunn, Ekegren, English (Deer Lodge), Green, Jensen, Johnson, Leavitt, Lewis, Renwick, Ryder. Total 12.

H. B. No. 96, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Anderson, Ekegren, Flachsenhar, Green, Jensen, Johnson, Leavitt, Lewis, Mason, Renwick, Ryder. Total 11.

H. B. No. 97, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Anderson, Ekegren, Jensen, Johnson, Leavitt, Lewis, Moss, Renwick, Ryder, Shepard, Mason. Total 11.

H. B. No. 98, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Anderson, Ekegren, Freed, Fulsher, Jensen, Johnson, Leavitt, Lewis, MacRae, Renwick, Rolph, Ryder, Sample. Total 13.
House reverted to order of business No. 2.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Miller (Fergus), Salyerds, Hanley, Moulton: A Bill for an Act entitled: "An Act to amend Sections 4869, 4870 and 4871 of the Revised Codes of Montana of 1921 relating to the Salaries of County Superintendents of schools.

By Affairs of Cities Committee, Logan, Chairman: A Bill for an Act entitled: "An Act to establish standard threads on fire hose couplings and hydrant fittings and to provide for standardization of existing equipment for fire protection purposes."

REPORTS OF SELECT COMMITTEES

The following report was received from Select Committee acting under provisions of House Resolution No. 1.

SPECIAL

We, your committee, appointed to investigate the administration of gasoline refund tax, herewith submit the following report:

Statutory Procedure to Obtain Refund. Section One, Chapter 17, Session Laws of 1927, provides that any person who shall purchase and use gasoline, upon which a dealers' license tax of 3 cents per gallon has been paid, for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats, aeroplanes or air craft, or for cleaning or dying, or for any commercial use other than propelling vehicles upon any public highways or streets of this state, shall be allowed and paid a refund or drawback equal to three cents multiplied by the number of gallons so purchased and used.

Claims to be Filed Within Ninety (90) Days. The act further provides that the applicant shall file with the State Board of Equalization within 90 days from the date of purchase, a sworn statement accompanied by the original invoice, showing the amount of gasoline so purchased and used, with such other information as the board may require.

The act further provides that the board shall have 60 days to investigate relative to the truth of the statement made. If the statement is found to be correct said refund or drawback shall be paid out of the State Highway fund, in the same manner as other claims against said fund.

The section then concludes as follows: "Any person who shall make any false statement in connection with the application for such refund or who shall collect or cause to be repaid to him, or to any other person, any such refund without being entitled to the same under the provisions of this Act, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed the sum of One Thousand Dollars (\$1000.00) or by imprisonment in the county jail for not more than six (6) months, or by both such fine and imprisonment."

INVESTIGATION MADE

Your committee held meetings on January 16th, 17th, 21st, 22nd, 29th, and February 1st, for the purpose of ascertaining the manner in which claims were presented and the number and amount of claims; what investigation was made to determine whether false or fraudulent claims were being made, and the time the claims remained with the board after receipt of the claims by it, and how the claims are numbered after being acted upon by the Board of Examiners.

The Committee also, for the purpose of comparison of refunds to total tax collections number of claims presented and cost of administration of the tax refund provision, secured from the states of North and South Dakota, data relative to these matters under similar statutory provisions.

How Gas Claims Handled, Board of Equalization. See Olson statement January 21st.

The applicant for refund is required to file his claim with the Board, in duplicate, on forms prescribed by the Board. These claims are stamped when received, and a card sent acknowledging receipt. The claims are then checked to ascertain if they are correct as to the amount of gallons, and if filed on time. They are then numbered and arranged alphabetically under counties where they originated, and a statement made out showing the name of the applicant and the amount claimed. The statements and claims are then sent to the board of Examiners for action by it.

No Investigation Made. While the board is allowed 60 days after receipt of the claims within which to make an investigation as to the truth of the statements made by the claimants, no attempt has ever been made to ascertain the facts, although they do have one inspector in the field, other than to check the statements for errors appearing on its face, and the records of the office relative to whether the dealer has paid the tax. Although no investigation has been made, the claims have been held for an average of 60 days or over, after receipt and before transmission to the Board of Examiners.

Present Procedure. The purchaser files his claim on a special form of claim as presented by the Board of Equalization, with Board of Equalization, after investigation and approval the Board of Equalization files these claims with the Board of Examiners in bundles of probably one hundred fifty (150) claims covered by one control claim for the bunch. This control claim is signed by the Chairman of the Board of Equalization. The original invoices are detached and retained by the Board of Equalization. This claim is then passed upon by the Board of Examiners and sent to the State Auditor who issues and mails the warrant to the claimant.

Amount Collected and Refunded During the Period from March 1st, 1927 to December 31st, 1928. The total amount collected on account of Gasoline License Tax was \$3,721,681.79, and refunds paid during the same period, amounted to \$491,272.20 or 12.67 per cent of the above receipts, representing 27,147 warrants.

In addition to the above amount of drawbacks paid, there are claims for which warrants have been issued, but which are being held by the State Auditor on account of depletion of the Highway Fund of approximately \$98,000.00 and unpaid claims for which warrants have not been issued in the further approximate amount of \$145,000.00 more, or a total of \$234,000.00.

The cost of the State Board of Equalization for administering the drawback provisions of the Gasoline Tax was \$19,736.57 and \$1357.83 to the State Auditor's office.

Delay Attributed to Insufficient Help in Handling Claims. The members of the Board of Equalization attribute the delay in handling claims to insufficient help. Two persons are employed in the office and one in the field in looking after refund claims.

Compared to North Dakota. North Dakota has a similar statutory provision relative to refunds of gasoline license tax, where gasoline is not used in propeling vehicles on public highways.

The total number of cars registered in North Dakota in 1928 was 152,542; trucks 21,747; motorcycles 236, or a total registration of motor vehicles of 174,525.

A total of 39,100 refund claims, amounting to \$724,571.66 were presented. The refunds for the period of 1927 amounted to 23 percent of the total tax, and for 1928, 32 percent. The cost of handling claims was about \$10,000.00 and the approximate time in handling claims, ten days.

South Dakota Compared. In South Dakota, under similar statutory provisions relative to gasoline license tax and refunds, licenses were issued for 171,000 cars; 20,000 trucks in 1928. Refund claims for the same period numbered 53,000 and amounted to \$790,000.00 or 14 percent of the total collected. Operating cost \$14,000.00.

Your Committee finds:

1. That the gasoline refunds are handled by the following State Departments at the present time: They are received and approved by the Board of Equalization, then sent to the Board of Examiners for their approval, and they in turn send them to the State Auditor who issues the warrants for the claims.

2. That there has been undue and what we consider, a very unnecessary delay on the part of the Board of Equalization in handling claims. We found claims that had been received in the office May 22, 1928 and not passed to the Board of Examiners until October 29, 1928; claims that had been received July 25th and 26th, 1928 and held until October 29, 1928; claims that had been received the 3rd of August, 1928 and held until the 19th of November and claims that had been received the 28th of September and not passed to the Board of Examiners until December 28th. These claims were held in spite of the fact that the law is mandatory that they must be passed upon within sixty days. The claims received May 22, 1928 was held three months and seven days longer than the period prescribed by law. We feel that there is no justification for the delay and believe that there was a sufficient appropriation of funds made for this office to employ force competent to handle this work far more expeditiously than was done.

3. That the Treasurer, or Cashier, in the office of the State Board of Equalization is paid \$200.00 per month out of the Gasoline Tax Fund and he devotes only approximately fifty per cent of his time to the handling of refund claims.

4. That during the month of November only \$12,537.08 in refund claims was allowed by the Board of Equalization, while in the following month of December \$98,088.99 in refund claims was approved for payment with the same number of employees. It is our opinion, that with the proper adjustment of the force on this work, a like number could have been handled in the months preceding December.

5. It is our belief that a great many users have not been making applications for refunds, and that the percentage of the tax paid out on claims for refund will increase during the next biennium.

6. Inasmuch as the farmers of the state were promised that gasoline used in farming operations should be tax exempt, we do not believe that the cost of administering this refund should be borne by the claimants for refund and deducted from the amount of the refund.

Therefore, your Committee recommends:

1. Any dealer failing to make a report within the required time, or fifteen days thereafter, shall have his license suspended; if it is proven that a dealer is practicing fraud in the issuance of refund claims, or is in collusion with others in practicing fraud, he shall have his license revoked and in addition, the claimant forfeit his right to a refund.

2. That the time for filing claims be extended to a period of not less than six months and not more than eight months.

3. That twenty percent of the total amount of gasoline tax collected be set aside for the payment of refund claims and if there is any surplus at the end of the fiscal year it shall revert to the Highway Fund, or if there is a deficiency at the end of the fiscal year, it shall be paid out of the Highway Fund.

4. That this Gasoline Refund Department be transferred from the Board of Equalization and placed in some Department that is handling similar work, eliminating duplication of examiners, clerks, inspectors and

traveling expenses, thereby centralizing all departments regulating the gasoline and oil industries.

(Signed)

JOHNSON of Valley, Chairman.
DELLWO of Lake.
RIGG of Hill.

On motion by Flachsenhar, report was received, ordered spread at length upon the Journal and upon the daily status sheets to be referred by the Speaker to the proper Committee. The report was referred to Committee on State Boards and Officers.

REPORTS OF STANDING COMMITTEES

The Printing Committee reported as follows:

February 8, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 58-84-90 and Substitute H. B. No. 77 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 55: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the Eighteenth Legislative Assembly of 1923, as further amended by Chapter 76 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and as further amended by Chapter 77 of the Twentieth Legislative Assembly of 1927, relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board, and tuition for such pupils and providing for appeal." Respectfully report as follows: That House Bill No. 55 Do Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 72: A Bill for an Act entitled: "An Act appropriating money for the payment of Custer County Free High School of Custer County, Montana, for expenses incurred for the school year of 1927-1928 and now being incurred for the current year in furnishing high school training and education to State charges and inmates of the Montana State Industrial School." Respectfully report as follows: That House Bill No. 72 be amended as follows:

Amend Section 3, by striking out the figure "3" and inserting the figure "4" in lieu thereof.

Amend by adding the following as Section 3.

"Section 3. Appropriation herein above provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act." Do Pass as Amended.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Railroads and Transportation having had under consideration, Senate Bill No. 16: A Bill for an Act entitled: "An Act to amend Section 6521 Revised Codes of Montana, 1921, concerning regulations affecting railroad corporations operating within the State of Montana." Respectfully report as follows: That Senate Bill No. 16 Be Concurred In.

GREEN, Chairman.

Mr. Speaker: We, your committee on Railroads and Transportation having had under consideration, Senate Bill No. 18: A Bill for an Act entitled: "An Act to authorize the issuance of free transportation by common carriers of passengers to furloughed employees and their families, to disabled or infirm employees, to the families of disabled or infirm employees, to the widows and minor children of employees who were killed or died in the service of such common carriers, to witnesses, for remains of persons who died in service and to ex-employees travelling for purpose of entering service of a common carrier." Respectfully report as follows: That Senate Bill, No. 18 be Concurred In.

GREEN, Chairman.

On motion of Green report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was this day introduced, read first and second times by title and referred to committee:

H. B. No. 144, By Cooney, Freed, Dunn, Hanley and Buck: A Bill for an Act entitled: "An Act to provide for the incorporation, operation and supervision of co-operative savings and credit associations to be termed "Credit Unions," and to define their powers." Committee on Banks and Banking.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into Committee of the Whole for Consideration of General Orders.

Mr. Fairgrieve in the chair.

Committee arose.

House resumed.

Mr. Speaker in the Chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration, Senate Joint Resolution No. 1; Senate Joint Memorial No. 1, Senate Bill No. 13, Substitute House Bill No. 53 and House Bill No. 11, Respectfully report as follows: That Senate Joint Resolution No. 1 be concurred in.

Senate Joint Memorial No. 1, be concurred in.

Senate Bill No. 13 that consideration be passed for the day.

That Substitute House Bill No. 53 do pass.

That House Bill No. 11, be amended as follows: Amend Section two by inserting in line three of the printed bill after the word "shall" the word "not."

That H. B. No. 11, do pass as amended.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve reported adopted.

Flachsenhar moved House recess until 2:30 this afternoon. Seconded and carried.

AFTERNOON SESSION

The following report was received from the Enrolling Committee:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 27 and H. B. No. 31.

MERRITT, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Renwick, Benjamin, Angvick, Henderson, Arnold: A Bill for an Act entitled: "An Act providing for the creation of a compulsory liability fund and making the State Industrial Accident Board the administrator of such fund and fixing its duties and powers in connection therewith."

By Roll: A Bill for an Act entitled: "An Act amending Section 5308 of the Revised Codes of Montana of 1921, relating to the vacation of plat two in abandoned towns or townsites, empowering the county commissioners to vacate lots, streets, alleys and parks in such towns, and providing for the vacating or excluding of portions of said towns or townsites by the district court of the county where said towns or townsites are located, and providing a procedure therefor, and for assessing such excluded portions of said towns or townsites."

By Tinsley: An Act to amend Section 1503 and 1504 of the Revised Codes of Montana of 1921, relating to the State Orphans Home, and repealing Sections 1501 and 1502 of the Revised Codes of Montana of 1921.

By Purnell: A Bill for an Act entitled: "An Act to Amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors."

By Lillis: A Bill for an Act entitled: "An Act relating to Drainage Districts, amending Sections 7284, 7307, 7322, 7323, 7327 of the Revised Codes of Montana, 1921, and 7342 of said Codes as amended by Chapter 109 of the Laws of 1923, adding a Section to be designated as Section 7364-A to said Codes, providing for filling of vacancies in the Board of Commissioners, specifying the various classes of property, persons and corporations against which assessments may be made to aid in payment of costs of construction of drains, repairs, upkeep, administrative and incidental expenses of drainage districts, the levy of additional assessments in case any assessment be declared void and providing for the levy of assessments upon certain lands, irrigation ditches and canals, to aid in payment of costs of construction of drains, which lands, ditches and canals were not or shall not be included in the original assessment for costs of such construction."

By Jameson: A Bill for an Act entitled: "An Act to amend Section 9410 of the Revised Codes of Montana for 1921 relating to judgment liens."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 127: A Bill for an Act entitled: "An Act to grant to the United States of America, concurrent police jurisdiction over the rights of way of the Blackfeet Highway, and over the rights of way of its connections with the Glacier Park Road System on the Blackfeet Indian Reservation in the State of Montana. Respectfully report as follows: That House Bill No. 127 Do Pass.

MOSS, Chairman.

Moss moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 104: A Bill for an Act entitled: "An Act to amend Chapter 128 of the Laws of the Nineteenth Legislative Assembly relative to the powers and duties of County Commissioners respecting highways." Respectfully report as follows: That House Bill, No. 104 be amended as follows: By striking out in Section 5 the words "cattle guards with gates adjacent thereto" and inserting in lieu thereof "substantially constructed cattle guards, appurtenances, and gates adjacent thereto."

MOSS, Chairman.

We recommend that same do pass.

Moss moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill 64, introduced by Buck and Moss: A Bill for an Act entitled: "An Act to amend Section 5025 of the Revised Codes of Montana, 1921, concerning the appointment and salaries of city clerks in cities and towns." Respectfully report as follows: That House Bill No. 64 be amended by striking out in Section 1, line 3, after the word "exceed" the words "twenty-four hundred" and inserting in lieu thereof the words "three thousand." Do Pass, as amended.

LOGAN, Chairman.

Logan moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 142: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as Governor of the State of Montana." Respectfully report as follows: That House Bill No. 142 Do Pass.

REED, Chairman.

Reed moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 74: A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes of Montana, 1921, relating to Judicial Districts and number of judges therein." Respectfully report as follows: That House Bill, No. 74 be amended as follows: That Section 1 of said bill be amended as follows: That the words "and Meagher" in line 10 be stricken out and the word "and" inserted between the words "Clark" and "Broadwater" in line 10 thereof; that said Section 1 be further amended by striking out the words "and Garfield" in line 17 of Section 1 and inserting the word "and" between the words "Richland" and "Wibaux" in said Section 1; that said Section 1 be further amended by striking out the words "Wheatland, Golden Valley and Musselshell" in lines 21 and 22 of said Section 1 and inserting the word "and" between the words "Basin" and "Petroleum" in said line 21; that said Section 1 be further amended by striking out the words "Phillips and Valley" in line 27 of said Section 1 and inserting in lieu thereof the words "Meagher, Wheatland, Golden Valley and Musselshell"; and said Section 1 be further amended by inserting in line 30 after the word "River" the word "Garfield"; that said Section 1 be further amended by adding to said Section 1 the following: "Seventeenth District: Phillips and Valley Counties." That Section 2 of said bill be amended by striking out in line 6 of said Section 2 the word "Tenth" and that as amended, House Bill No. 74 do pass.

LEAVITT, Chairman.

Leavitt moved report be adopted. So ordered.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 118: A Bill for an Act entitled: "An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto. Respectfully report as follows: That House Bill 118 be amended as follows: By striking out entire Section 22 and substituting therefor the following: "This act shall be in full force and effect from and after its passage and approval," and that as amended House Bill No. 118 do pass.

LEAVITT, Chairman.

Leavitt moved report be adopted. So ordered.

Flachsenhar announced Mr. Larson, former member of House from Cascade County present whereupon the Speaker requested Moss and Murphy to escort Mr. Larson to a seat near him.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bill was this day introduced, read first and second time by title only, and referred to committee:

H. B. No. 145, By Nelstead: A Bill for an Act entitled: "An Act to provide for the foreclosure of installment mortgages upon real estate and repealing all Acts and parts of Acts in conflict herewith."

JUDICIARY COMMITTEE.

MOTIONS AND RESOLUTIONS

Willard moved that H. B. No. 32 be taken from the Committee on Highways and be placed in the Committee of Public Safety. Motion lost.

Flachsenhar moved that the House extend a very cordial invitation to the Honorable Senate to participate with us in observing Lincoln's and Washington's Birthday anniversaries. Seconded and carried.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 115: A Bill for an Act entitled: "An Act to amend Section 10012 of the Revised Codes of Montana, 1921, relating to administration of estates less than two hundred dollars in value by public administrators, so as to permit public administrators to administer estates of value three hundred dollars and less, without letters of administration." Respectfully report as follows: That House Bill, No. 115, be amended as follows: That the word "three" in line 5 of the title thereof be stricken out and insert in lieu thereof the word "five"; That Section 1 be amended by striking out the word "three" in line 15 thereof and inserting in lieu thereof the word "five," and that as amended, House Bill No. 115 do pass.

LEAVITT, Chairman.

Leavitt moved that report be adopted. So ordered.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

On motion of Flachsenhar, duly seconded and carried, the communications from the Senate were considered read at length and Journal so show.

Helena, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 19, introduced by Survant, a bill for an Act entitled: "An Act to amend Section 2209 of the Revised Codes of Montana for 1921, relating to giving notice of application for tax Deed," was this day read three several times, passed, title and history agreed to, and is herewith transmitted to the House for Concurrence.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. J. M. No. 4 Do Pass.

That H. J. R. No. 1 Be Concurred in.

That consideration of H. B. No. 5 be passed for the day.

That S. B. No. 25 Do Pass.

That S. J. M. No. 6 Do Pass.

That H. B. No. 44 Be Concurred In.

That H. B. No. 43 Be Concurred In.

That H. B. No. 38 Be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time by title only and referred to respective Committees:

H. B. No. 42—Committee on Taxation.

H. B. No. 88—Committee on Finance and Claims.

H. B. No. 39—Committee on Counties and Towns.

H. B. No. 68—Committee on Irrigation and Water Rights.

H. B. No. 89—Committee on Finance and Claims.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day in open session signed:

H. J. M. No. 1.

H. B. No. 7.

H. B. No. 19.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Donovan and Cowan: A Bill for an Act entitled: "An Act to prescribe the salary of the Assistant in the Law Library."

By Porter: A Bill for an Act entitled: "An Act to amend Section 1203 of the Revised Codes of Montana of 1921 relating to special School Tax."

By Porter: A Bill for an Act entitled: "An Act to amend Section 1213 of the Revised Codes of Montana of 1921 relating to the duties of County Treasurers with respect to School District Funds."

By Eaton: A Senate Joint Resolution requesting the State Board of Education to select a Commission to make a survey of the High School situation in the State of Montana and to recommend to the Twenty-second Legislative Assembly a uniform High School law for the State.

Also the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 50, by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 7149 of the Revised Codes of Montana, as amended by Section 4 of Chapter 125 of the Laws of the Nineteenth Legislative Assembly relating to the collection of fees, expenses and compensation water commissioners and the payment of liens therefor, and providing for withholding the admeasurement and distribution of water until the payment thereof." Committee on Irrigation and Water Rights.

S. B. No. 51, by Campbell of Stillwater: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921,

and to add thereto two new sections to be known as Sections 3384-a and 3384-b of the Revised Codes of Montana of 1921, providing for the abolishing of Herd Districts and for the exclusion of land therefrom in certain cases." Committee on Stockgrowing and Grazing.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 8, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: Reports adopted.

Committee on Counties and Towns, House Bill No. 14, introduced by Buck, recommend the same for concurrence.

Committee on Counties and Towns, Senate Bill No. 26, introduced by Porter, recommend that the same Do Pass.

Committee on Counties and Towns, Senate Bill No. 46, introduced by said Committee, recommend that the same Do Pass.

Committee on Oil and Leases, Senate Bill No. 33, By Donovan, recommend that same Do Pass.

Committee on Judiciary, Senate Bill No. 15, by Ruffcorn, recommend that the same Do Pass.

Committee on Judiciary, Senate Bill No. 1, By Keeley, recommend that the same Do Not Pass.

Committee on Judiciary, Senate Bill No. 23, by Keeley, recommend that the same Do Not Pass.

Committee on Judiciary, Senate Bill No. 8, by Pauline, recommend that the same Do Not Pass.

Committee on Stockgrowing and Grazing, House Bill No. 60, by Committee on Livestock and Public Ranges, recommend that the same be concurred in.

Committee on Stockgrowing and Grazing, H. J. M. No. 2, by Committee on Livestock and Public Ranges, recommend that the same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF SENATE BILLS

Senate Joint Memorial No. 1, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jones, Kinville, Knight, Kruse, Leavitt, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nestead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Rolph, Ross, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Jergensen, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Anderson, Buck, Ekegren, Jensen, Johnson, Lewis, Nagle, Renwick, Roll, Ryder, Salyerds. Total 11.

Senate Joint Resolution No. 1, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgkiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Anderson, Ekegren, Jensen, Johnson, Lewis, Nagle, Renwick, Ryder. Total 8.

Mr. Speaker gave notice that he was about to sign House Bills Nos. 27 and 31 and thereupon signed same.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into Committee of the Whole for the Consideration of General Orders.

Mr. Ballard in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration House Bills Nos. 62-82-101-105-106-45 and Senate Bills Nos. 16-18 respectfully report as follows:

Recommend that House Bill No. 82, Do Pass.

House Bill No. 101 Do Pass.

House Bill No. 106 Do Pass.

House Bill No. 45 Do Pass.

That Senate Bills 16 and 18 be passed for the day.

BALLARD, Chairman.

On motion of Ballard report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Miller of Fergus, Moulton, Salyerds and Hanley: A Bill for an Act entitled: "An Act to establish a Game Preserve in a portion of Judith Basin County, for the protection of game animals and birds, to be known as Judith River Game and Bird Preserve, and providing penalties for the killing, hunting, trapping and pursuing any game animals or birds in such preserve, or the carrying of fire arms therein."

By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to simplify and co-ordinate administration by changing the name of the Board of Railroad Commissioners of the State of Montana to the 'Railroad and Public Service Commission of Montana'; by changing the name of the Public Service Commission of Montana to the 'Railroad and Public Service Commission of Montana'; by changing the name of the Montana Trade Commission to the 'Railroad and Public Service Commission of Montana'; and by changing the name of the Montana

Irrigation Commission to the 'Railroad and Public Service Commission of Montana' ”.

By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act creating a division of weights and measures in the Railroad and Public Service Commission; and defining its composition, powers and duties; regulating the use and inspection of weights and measures, fixing the fees to be collected for such inspection and the disposition of same; authorizing arrests and providing penalties for the violation of this Act; and repealing Sections 4243, 4244, 4245, 4247, 4250, 4251, 4252, 4253, 4258, 4259, 4260, 4261, 4263, and 4264 of the Revised Codes of Montana of 1921, and Section 2 of Chapter 41 of the Laws of the 18th Legislative Assembly of Montana of 1923, and all of Chapter 124 of the 20th Legislative Assembly of Montana, 1927, and all other Acts and parts of Acts in conflict herewith."

By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to amend Section One of Chapter 17, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; and prescribing the procedure for obtaining refund or drawback."

By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 13 of Chapter 19, Laws of Twentieth Legislative Assembly, State of Montana, 1927, relating to the disposition of moneys received in payment of gasoline license taxes imposed under the provisions of said Act."

By Dunn and Salyerds: A Bill for an Act entitled: "An Act regulating the maintenance and operation of Tourist Information Bureaus, requiring a license therefor, prescribing the license fee, and providing a penalty for violation of the provisions of this Act."

REPORTS OF SELECT COMMITTEES

The following report was received from the Committee on sick members.

Mr. Speaker: Your sick Committee begs leave to report that the following members are absent due to illness:

Messrs. Ryder, Lewis, Ekegren and Jensen.

Mr. Ryder's condition is somewhat improved today. Mr. Lewis and Mrs. Jensen are confined to their rooms with severe colds. Mr. Ekegren is in a weakened condition as a result of a severe attack of the flu suffered earlier in the winter but hopes to be with us again Monday.

(Signed)

PAULY,
LUCAS,
FREED (Sick Committee).

REPORTS OF STANDING COMMITTEES

The following report was received from the Employment Committee:

February 8, 1929.

Chief Clerk.

Sergeant-at-Arms.

This is your authority to change your records and payrolls as follows:

Amenda Packer, Asst. Engrossing Clerk at \$6.00 per day to Verification Clerk at \$6.00 per day.

Mary Dayoge, Stenographer at \$5.00 per day to Asst. Engrossing Clerk at \$6.00 per day.

JOHNSON, Vice-Chairman, Employment Committee.

On motion of Flachsenhar report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bill was this day introduced, read first and second times by title only, and referred to committee:

Senate Bill No. 19, by Survant: A Bill for an Act entitled: "An Act to amend Section 2209 of the Revised Codes of Montana for 1921, relating to giving notice of tax deed: Referred to Committee on Revenue and Taxation.

UNFINISHED BUSINESS

On request of Willard an extension of time was granted to the Committee on Public Morals, Charities and Reforms to report on H. B. No. 85.

Flachsenhar announced that 47 years ago today the Hon. George P. Mason, Representative from Lewis and Clark County, was born in New York and that in honor of this occasion he would sing for us, accompanied by his wife at the piano. Mr. Mason rendered three songs and Mr. Flachsenhar thanked him and Mrs. Mason in behalf of the members and guests and wished him many happy returns of his birthday.

On motion by Flachsenhar, duly seconded and carried, House adjourned until tomorrow, Saturday February ninth at 10:00 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clcrk.

THIRTY-FOURTH DAY

House of Representatives
Helena, Montana, February 9, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Anderson, Burrell, Ekegren, Jensen, Ryder, excused on account of illness; Freed, Moss, Shepard, Absent.

Committee on Journal reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-third legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

Flachsenhar announced a little surprise was in order and introduced Mr. Scotty Price of Roundup, who would sing a few selections accompanied by Miss Genevieve Smith at the piano. Mr. Price rendered several numbers of Scotch songs that were very much appreciated.

Mr. Flachsenhar thanked Mr. Price in behalf of the members and guests, also thanked Messrs. Merritt and Fairgrieve for arranging the program.

The following communications were received:

The Postmaster at the Capitol post office, announced that on and after February 10th those wishing mail on Sundays can get it from twelve noon to six P. M. This applies to those having locked boxes. Parcels will be delivered from twelve noon to one P. M.

Committee on Engrossing reported as follows:

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: 11-45-Substitute 53.

GREEN, Chairman.

Report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Steeves: A Bill for an Act entitled: "An Act to amend Section 12288 and 12291 of the Revised Codes of 1921, providing for Probation Officers, their appointment, salaries and duties, procedure on criminal complaints against minors and the institutions to which Juvenile Delinquents may be committed and providing for their commitment to individuals holding the same religious beliefs as the Juvenile Delinquent.

By Jameson: A Bill for an Act to amend Section 9453 of the Revised Codes of Montana of 1921, as amended by Chapter 22 of the Session Laws of 1925, relating to the cure of defects in judicial sales of real property."

By Metlen: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 3 of the Acts of the Eighteenth Legislative Assembly of the State of Montana, relating to the State Board of Equalization."

By Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of Montana as amended by Section 2 of Chapter 185 of the Laws of the Nineteenth Legislative Assembly, relating to the taxation of the property of freight line companies doing business in Montana."

REPORTS OF SELECT COMMITTEES

The following report was received from the committee on sick members:

Mr. Speaker: Your Sick Committee is glad to report that Mr. Lewis is again able to be with us.

Yesterday afternoon Messrs. Lucas and Freed called upon all the sick members of the House and reported as follows: Mr. Burrell of Fallon County is ill with the Flu.

Mr. Ryder is the most seriously ill of those who are absent and is suffering with quinsy. Last night just as he was waiting for the doctor to come and lance his throat the inflammation broke of its own accord. Mr. Ryder feels that this might be called a lucky break.

Messrs. Jensen and Ekegren though still weak are now well on the way to recovery.

(Signed) PAULY,
LUCAS,
FREED. Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were this day received:

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 34, Introduced by Jones: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; authorizing the creation, maintenance, and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring levy of taxes when necessary for the financial requirements of such fund." Respectfully report as follows: That House Bill, No. 34 do not pass and that Substitute for House Bill No. 34, introduced by Committee on Revenue and Taxation, A Bill for an Act Entitled: "An Act relating to special improvement districts in cities and towns; authorizing the creation, maintenance, and use of a special improvement district revolving fund in any city or town for the purpose of securing prompt payment of special improvement district bonds and warrants and interest thereon, and requiring levy of taxes when necessary for the financial requirements of such fund." Do Pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

The following report was received from the Printing Committee:

Helena, Montana, February 9, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 12-76-114-124-H. J. M. No. 3 and H. J. M. No. 4-55 and 72 beg leave to report that the same have this day been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to committees:

H. B. No. 146, By Fairgrieve: A Bill for an Act entitled: "An Act to impose a certain license fee and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigars and cigarettes." Committee on Revenue and Taxation.

H. B. No. 147, By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act creating a division of Weights and Measures in the Railroad and Public Service Commission; and defining its composition, powers and duties; regulating the use and inspection of weights and measures, fixing the fees to be collected for such inspection and the disposition of same; authorizing arrests and providing penalties for the violation of this Act; and repealing Sections 4243, 4244, 4245, 4247, 4250, 4251, 4252, 4253, 4258, 4259, 4260, 4261, 4263, and 4264 of the Revised Codes of Montana of 1921, and Section 2 of Chapter 41 of the Laws of the 18th Legislative Assembly of Montana of 1923, and all of Chapter 124 of the 20th Legislative Assembly of Montana, 1927, and all other Acts and parts of Acts in conflict herewith." Committee on State Boards and Officers.

H. B. No. 148, By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to simplify and coordinate administration by changing the name of the Board of Railroad Commissioners of the State of Montana; by changing the name of the Public Service Commission of Montana to the 'Railroad and Public Service Commission of Montana'; by changing the name of the Montana Trade Commission to the 'Railroad and Public Service Commission of Montana'; and by changing the name of the Montana Irrigation Commission to the 'Railroad and Public Service Commission of Montana' ". Committee on State Boards and Officers.

H. B. No. 149, By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to amend Section One of Chapter 17, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; and prescribing the procedure for obtaining refund or drawback." Committee on Highways.

H. B. No. 150, By Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 13 of Chapter 19, Laws of Twentieth Legislative Assembly, State of Montana, 1927, relating to the disposition of moneys received in payment of gasoline license taxes imposed under the provisions of said Act." Committee on Highways.

H. B. No. 151, By Miller of Fergus, Hanley, Salyerds and Moulton: A Bill for an Act entitled: "An Act to establish a game preserve in a portion of Judith Basin County, for the protection of game animals and birds, to be known as Judith River Game and Bird Preserve, and providing penalties for the killing, hunting, trapping and pursuing any game animals or birds in such preserve, or the carrying of firearms therein." Committee on Fish and Game.

H. B. No. 152, By Committee on Affairs of Cities: A Bill for an Act entitled: "An Act to establish standard threads on fire hose couplings and hydrant fittings and to provide for standardization of existing equipment for fire protection purposes." Committee on Affairs of Cities.

H. B. No. 153, By Tinsley: A Bill for an Act entitled: "An Act to amend Sections 1503 and 1504 of the Revised Codes of Montana of 1921, relating to the State Orphan's Home, and repealing Section 1501 and 1502 of the Revised Codes of Montana of 1921." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 154, By Roll: A Bill for an Act entitled: "An Act amending Section 5308 of the Revised Codes of Montana of 1921, relating to the vacation of plats in abandoned towns or townsites, empowering the County Commissioners to vacate lots, streets, alleys and parks in such towns, and providing for the vacating or excluding of portions of said towns or townsites by the district court of the county where said towns or townsites are located, and providing a procedure therefor, and for assessing such excluded portions of said towns or townsites." Committee on Townships and Counties.

Mr. Speaker gave notice that he was about to sign Senate Joint Memorial No. 2 and thereupon signed same.

MOTIONS AND RESOLUTIONS

Nelstead moved that H. B. No. 101 be recalled from the Engrossing Committee and referred to Committee on Livestock and Public Ranges. Seconded and carried.

Flachsenhar moved that Rule 32 of the House Rules be suspended for the remainder of the session.

Speaker referred motion to Committee on Rules, Joint Rules and Order of Business.

Flachsenhar moved that H. B. No. 64, be recalled from the Printing Committee and rereferred to Committee on Affairs of Cities. Seconded and carried.

Flachsenhar moved that Substitute House Bill No. 77, be taken from General Orders and rereferred to Committee on Fairs and Expositions. Seconded and carried.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor.

State of Montana
Office of the Governor
Helena

February 9, 1929.

Mr. Speaker,
House of Representatives,
Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. 7—Relating to the requirement of district and high school boards of trustees in the appointment of a superintendent.

H. B. 19—Relating to duties of County Clerk and Recorder on receipt of instruments to be recorded.

H. J. M. No. 1—Memorializing Congress for the protection of the beet sugar industry.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

H. B. No. 11, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bretzke, Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher,

George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lillis, Lucas, MacRae, Mason, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Besancon, Bonine, Budas, Manning, Purnell, Sheffer, Warren. Total 7.

Absent and not voting: Anderson, Brown (Cascade), Burrell, Darlington, Dunn, Ekegren, Jensen, Johnson, Jones, Leavitt, Logan, Merritt, Moss, Renwick, Ryder, Shepard, Knight. Total 17.

H. B. No. 45, having been read three several times, title and history agreed to, was passed by the following vote.

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Cooney, Dean, Dellwo, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Anderson, Brown (Cascade), Burrell, Clausen, Curran, Darlington, Doran, Dunn, Ekegren, Hagstad, Jensen, Johnson, Jones, Knight, Leavitt, Logan, Merritt, Moss, Renwick, Ryder, Shepard. Total 21.

Flachsenhar announced that Mayor Beadle of Butte, former member of the House, was present and the Speaker requested Messrs. Chatham and Kinville to escort him to a chair at the rostrum.

Substitute H. B. No. 53, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagstad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Anderson, Brown (Cascade), Burrell, Darlington, Dunn, Ekegren, Jensen, Johnson, Jones, Knight, Leavitt, Logan, Merritt, Moss, Moulton, Nelstead, Purnell, Renwick, Ryder, Shepard. Total 20.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, house resolved itself into Committee of the Whole for consideration of General Orders.

Mr. Willard in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration, Senate Bills 13, 16, 18; House Bills 62, 105, 58, 84, 90, respectfully report as follows:

Recommend that Senate Bill No. 13 be amended as follows: Amend Section two by inserting in line 25 after the word "fund" the words "without interest."

That S. B. No. 13, be concurred in as amended.

That Senate Bill No. 16, be concurred in.

That Senate Bill No. 18, be concurred in.

House Bill No. 62, be amended as follows: Amend Section two by striking out in line three after the word "dollars" the words "which license shall continue in force and effect" and by striking out in line 8 after the word "dollars" the words, "which shall continue in force and effect."

That H. B. No. 62 do pass as amended.

That House Bill No. 105 do pass.

House Bill No. 58 do pass.

House Bill No. 84 do pass.

House Bill No. 90 do pass.

WILLARD, Chairman.

On motion of Willard report adopted.

UNFINISHED BUSINESS

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Education having had under consideration, House Bill 137: A Bill for an Act entitled: "An Act prescribing qualifications for County Superintendent of Schools." Respectfully report as follows: That House Bill No. 137 do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration, House Bill No. 61: A Bill for an Act entitled: "An Act to amend Section 2078 and 2081 of the Revised Codes of Montana of 1921, providing for a tax upon livestock and the distribution and use of the taxes realized therefrom." Respectfully report as follows: That House Bill No. 61 do not pass, but that Substitute House Bill No. 61, A Bill for an Act entitled: "An Act to amend Section 2078 of the Revised Codes of Montana of 1921, and Section 2081 of said Codes as amended by Chapter 73 of the Laws of Montana of 1923, providing for a tax levy upon sheep and other livestock and the distribution and use of the moneys realized therefrom." Do pass.

LEAVENS, Chairman.

On motion of Leavens report adopted.

On motion of Flachsenhar, duly seconded and carried, House recessed until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The following report was received from the Committee on Rules, Joint Rules and Order of Business.

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration motion of Flachsenhar dated February 9, 1929, that Rule 32 be suspended for the remainder of the session respectfully report as follows: That said motion be approved and

Rule 32 as to Notice of Introduction of Bills and Resolutions be suspended from this date for the remainder of this session.

MOSS, Chairman.

On motion of Moss report adopted.

REPORTS OF SELECT COMMITTEES

The following report was received from Select Committee:

Mr. Speaker: Your Committee on Lincoln's Birthday program, February 12th, begs to report a program has been arranged on that date at 2:30 p. m. to which members of the House, Senate and public are cordially invited.

JOHNSON,
DUNN,
MASON,
Committee.

The following report was received from the Printing Committee:

Helena, Montana, February 9, 1929

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 74, 104, 115, 127, 142 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

The following report was received from the Engrossing Committee:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 58-62-82-90-105-106.

GREEN, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Fish and Game having had under consideration, House Bill No. 151 being A Bill for an Act entitled: "An Act to establish a game preserve in a portion of Judith Basin County, for the protection of game animals and birds, to be known as Judith River Game and Bird Preserve, and providing penalties for the killing, hunting, trapping and pursuing any game animals or birds in such preserve, or the carrying of fire arms therein." Respectfully report as follows: That House Bill, No. 151 Do Pass.

NELSON, Chairman.

On motion by Nelson report adopted.

Mr. Speaker: We, your committee on Fish and Game having had under consideration House Bill No. 140 being a Bill for an Act entitled: "An Act to amend Section 3685 of the Revised Codes of Montana of 1921 as amended by Chapter 192 Laws of the Nineteenth Legislative Assembly and further amended by Chapter 59 Laws of the Twentieth Legislative Assembly relating to hunting and fishing licenses. Respectfully report as follows: That House Bill No. 140 Do Not Pass.

NELSON, Chairman.

On motion by Nelson report adopted.

Flachsenhar announced that Honorable A. C. Crippen of Yellowstone County, a former member of the House was present whereupon the Speaker requested Leavens and Waite to escort Mr. Crippen to a seat near him.

Mr. Speaker: We, your committee on Public Health and Sanitary Affairs, having had under consideration, House Bill 107 introduced by Marshall: A Bill for an Act entitled: An Act defining Tourist Camp Ground Authorization, the promulgation and enforcement of rules and regulations by State Board of Health, issuing and revoking licenses; providing for the

posting of rules and regulations and providing for penalty of violation of the Act. Respectfully report as follows: That House Bill No. 107 Do Pass.

THORBURN, Chairman.

On motion by Thorburn report adopted.

Mr. Speaker: We, your committee on Public Health and Sanitary Affairs having had under consideration, House Bill No. 126 introduced by Fulsher: A Bill for an Act entitled: "An Act to regulate the occupation of hairdressers and cosmetologists, create a State Examining Board for the licensing of persons to carry on or teach such practices, to insure the better education of such practitioners, to provide rules and regulating the proper conduct and sanitation of hairdressing and cosmetologist establishments and schools, and to provide penalties for violation thereof." Respectfully report as follows: That House Bill No. 126 be amended as follows: by striking out in Section 18, line 5, after the word "practice," the words "medicine," "surgery," "chiropody" "osteopathy," or "chiropractic" and inserting in lieu thereof, the words "to practice the healing art" and "licensed undertakers," and that as so amended, the bill do pass.

THORBURN, Chairman.

On motion by Thorburn report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to committees.

H. B. No. 155, By Jameson: A Bill for an Act entitled: "An Act to amend Section 9410 of the Revised Codes of Montana for 1921 relating to judgment liens." Committee on Judiciary.

H. B. No. 156, By Metlen: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 3 of the Acts of the Eighteenth Legislative Assembly of the State of Montana, relating to the State Board of Equalization." Committee on State Boards and Officers.

H. B. No. 157, By Marshall: A Bill for an Act entitled: "An Act authorizing the County Commissioners to purchase or otherwise acquire lands for camp sites, recreation grounds or park purposes or to accept for such purposes which may be bequeathed or granted to the counties and to maintain and operate such parks." Committee on Development and Publicity.

H. B. No. 158, by Committee on Highways: A Bill for an Act entitled: "An Act to provide for the raising of revenue for the removal of snow from highways of the several counties." Committee on Highways.

H. B. 159, By Roll: A Bill for an Act entitled: "An Act providing that no game fish of less than four inches be planted in the streams or lakes of Montana and providing for the establishment of rearing ponds and empowering State Game and Fish Commission to place competent persons in charge thereof and repealing all Acts or parts of Acts in conflict herewith." Committee on Fish and Game.

H. B. No. 160, By Renwick, Benjamin, Angvick, Henderson and Arnold: A Bill for an Act entitled: "An Act providing for the creation of a compulsory automobile liability fund and making the State Industrial Accident Board the administrator of such fund and fixing its duties and powers in connection therewith.

MOTIONS AND RESOLUTIONS

The following resolution was this day received from the committee on Public Health and Sanitary Affairs:

Resolution passed this day by Committee on Public Health and Sanitary Affairs that the Speaker request the State Board of Health to inspect the

ventilation of the House and Committee Rooms, and during the Sunday recess, to fumigate the Legislative Chambers and Committee Rooms.

THORBURN, Chairman.

On motion of Thorburn resolution adopted.

CONSIDERATION OF MESSAGES FROM SENATE

The following messages were received from the Senate:

On motion of Flachsenhar, duly seconded and carried, communications received from the Senate considered read at length and Journal so show.

Helena, February 9, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, title and history agreed to, concurred in, and are herewith returned to the House:

H. B. No. 43, by Lillis.

H. B. No. 44, By Lillis.

H. J. R. No. 1, by Moss, George and Salyerds.

And I am further directed by the Senate to inform your Honorable Body that H. B. No. 29, introduced by Besancon, was this day reported for non-concurrence by Committee on Judiciary, and is herewith returned to the House.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 9, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 75—Committee on Judiciary.

H. B. No. 95—Committee on Finance and Claims.

H. B. No. 96—Committee on Finance and Claims.

H. B. No. 97—Committee on Finance and Claims.

H. B. No. 98—Committee on Finance and Claims.

Also the President of the Senate in open session this day signed:

H. B. No. 27.

H. B. No. 31.

S. J. M. No. 2.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 9, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted.

Committee on Banks and Banking, Senate Bill No. 22, introduced by Ruffcorn, Johnson, Bergstrom and Higbie: Recommend that same Do Pass.

Committee on Agriculture, Senate Bill No. 47, introduced by the Committee on Agriculture: Recommend the same be amended as follows: In Section 12, line 9, by striking out the word "Three" and substituting the word "Five," and as so amended, recommend that same Do Pass.

Committee on Agriculture, S. M. M. No. 7, introduced by Staggs, Holton and Crawford: Recommend that same Do Pass.

Committee on Federal Relations, H. J. R. No. 2, introduced by Marshall and Willard: Recommend that same be Concurred In.

Committee on Counties and Towns, Senate Bill No. 11, introduced by Wuerthner: Recommend as follows: That the title be amended by inserting in Line 4, after the word "the" and before the word "Twentieth," the following "Session Laws"; that the title be amended by adding, in Line 9, after the word "Supervisor," the words "in said counties."

By amending the body of the Bill as follows: In Section 1, adding the words "Section 1" in Line 16, before the words, "the county surveyor."

In Section 2, on Page 2 and on Line 13, by adding the words "Section 2" before the words, "the office."

By inserting in Section 2 on Line 13, Page 2, after the words "Road Supervisor," the words, "in the counties mentioned in Section 1 of this Act." And as amended, recommend that the bill Do Pass.

Committee on Counties and Towns, House Bill No. 39, introduced by Buck: Recommend that the same be Concurred In.

Committee on Counties and Towns, Senate Bill No. 48 introduced by Porter: Recommend that the same Do Not Pass.

Committee on Judiciary, House Bill No. 29, introduced by Besancon: Recommend that the same Be Not Concurred In.

Committee on Judiciary, Senate Bill No. 29, introduced by McCormick: Recommend that the same Do Not Pass.

Committee on Judiciary, Senate Bill No. 17, introduced by Wheeler: Recommend that the same Do Pass.

Committee on Constitutional Amendments, Senate Bill No. 44: Recommend that the same Do Pass.

Committee on Banks and Banking, Senate Bill No. 45, introduced by Garber: Recommend that same Do Not Pass. On motion roll call was taken, one-third vote having been cast, said bill was recommended for printing.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By McQuitty: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119, Acts of the Twentieth Legislative Assembly of the State of Montana, being an Act entitled: "An Act creating the Common School Equalization Fund; providing what moneys shall constitute such fund; making the State Board of Education the Common School Equalization Board; providing for the powers and duties of said board; providing the method for determining the distribution of such fund; and repealing all Acts and parts of Acts in conflict with this Act."

By McQuitty: A Bill for an Act entitled: "An Act to amend Section 970, Revised Codes of Montana 1921, relating to the abandonment of school Districts."

By Pauline: A Bill for an Act entitled: "An Act to provide further protection for Beaver, and to encourage Fur Farming in the State of Montana.

By Church: A Bill for an Act entitled: "An Act to amend Section 5039 of the Revised Codes of Montana of 1921, as amended by Chapter 115 of the Session Laws of the Nineteenth Legislative Assembly, and by Chapter 20 of the Session Laws of the Twentieth Legislative Assembly, relating to powers of city councils by adding thereto a new sub-section to be known as sub-section 85, giving the city or town council power to acquire land by gifts, purchase or condemnation, either within or without the corporate limits of the municipality, for athletic fields and civic stadiums and conferring municipal jurisdiction over the same, and to set aside or designate portions or tracts of land owned by any municipality for athletic fields and civic stadiums, and to construct, maintain and regulate athletic fields and civic stadiums thereon."

By Campbell, Stewart and Walker: A Bill for an Act entitled: "An Act to secure the payment of claims of persons employed by contractors upon public works, and the claims of persons who furnish labor, materials, supplies, teams, trucks and other machinery, sustenance, provisions, provender or other supplies used and consumed by such contractors in the performance of such works, and prescribing the duties of public officers in respect thereto, and repealing all Acts and parts of Acts in conflict herewith."

By Plank: A Bill for an Act entitled: "An Act to amend Section 65 of Chapter 60 relating to the mineral reservations in state lands."

By Ruffcorn: A Bill for an Act entitled: "An Act to amend Sections 3586 and 3588, Revised Codes of Montana, relating to Grain Warehouses."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 52. Introduced by Porter. A Bill for an Act entitled: "An Act to amend Section 1213 of the Revised Codes of Montana of 1921 relating to the duties of County Treasurers with respect to School District Funds." Referred to Committee on Counties and Towns.

S. B. No. 53. Introduced by Porter. A Bill for an Act entitled: "An Act to amend Section 1203 of the Revised Codes of Montana of 1921 relating to special school tax." Referred to Committee on Taxation.

S. B. No. 54. Introduced by Gustafson. A Bill for an Act entitled: "An Act requiring insurance companies to file with the Commissioner of Insurance any agreement between them affecting the rules or rates for determining the premium for fire insurance: providing for protests thereto: the manner of providing for the expense of a hearing thereon: authorizing the commissioner to make temporary and final orders pertaining thereto and providing a penalty for failure to obey the order of the Commissioner." Referred to the Committee on Insurance.

S. B. No. 55. Introduced by Donovan and Cowan. A Bill for an Act entitled: "An Act to prescribe the salary of the assistant in the law library." Referred to the Judiciary Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 13, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burell, Darlinton, Dellwo, Dunn, Ekegren, Hender-

son, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, Lucas, MacRae, Metlen, Merritt, Moulton, Parker, Renwick, Ryder, Sheffer, Shepard, Tinsley. Total 30.

Senate Bill No. 16, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Dunn, Ekegren, Freed, Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Moulton, Parker, Purnell, Renwick, Ryder, Sheffer, Shepard, Tinsley. Total 31.

Senate Bill No. 18, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lucas, Mason, Manning, Marshall, Minette, Moss, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Parker, Renwick, Ryder, Sheffer, Shepard, Sullivan, Tinsley. Total 30.

H. B. No. 58, having been read at length three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: Erickson. Total 1.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Ekegren, English (Deer Lodge), Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Moulton, Parker, Renwick, Ryder, Sheffer, Shepard, Tinsley. Total 30.

H. B. No. 82, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: Hagestad, Lucas, Purnell, Waite. Total 4.

Absent and not voting: Anderson, Brown (Cascade), Brown (Gallatin), Bonine, Buck, Budas, Burrell, Darlington, Dellwo, Dunn, Ekegren, Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Moss, Moulton, Parker, Renwick, Ryder, Sheffer, Shepard, Tinsley. Total 30.

H. B. No. 90, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jergensen, Kinville, Kruse, Leavens, Lewis, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Wilson, Willis, Woodcock, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Anderson, Arnold (Stillwater), Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Dunn, Ekegren, English (Deer Lodge), Fulsher, Henderson, Jameson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Moss, Moulton, Murphy, Parker, Renwick, Ryder, Sheffer, Shepard, Tinsley, Total 35.

H. B. No. 105, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Kinville, Kruse, Leavens, Lewis, Mason, Manning, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Dunn, Ekegren, English (Deer Lodge), Henderson, Jameson, Jergensen, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, Lucas, MacRae, Marshall, Metlen, Merritt, Parker, Renwick, Ryder, Sheffer, Shepard. Total 32.

H. B. No. 106, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jergensen, Kin-

ville, Kruse, Leavens, Lewis, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Henderson, Jameson, Jensen, Johnson, Jones, Knight, Leavitt, Lillis, Logan, MacRae, Metlen, Merritt, Moulton, Nagle, Parker, Reed, Renwick, Ryder, Sheffer, Shepard, Steeves, Sullivan, Tinsley. Total 32.

H. B. No. 62, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Angvick, Arnold (Stillwater), Arnold (Rosebud), Ballard, Benjamin, Besancon, Bretzke, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Moss, Murphy, Nagle, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Rigg, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Barry, Miller (Lincoln), Roll, Wickware. Total 4.

Absent and not voting: Anderson, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlington, Dellwo, Dunn, Ekegren, Freed, Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Lewis, Lillis, Logan, MacRae, Metlen, Merritt, Moulton, Nelson, Parker, Renwick, Rolph, Ryder, Sheffer, Shepard, Tinsley. Total 33.

House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees.

H. B. No. 161, By Purnell: A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors." Committee on Judiciary.

H. B. No. 162, By Bretzke: A Bill for an Act entitled: "An Act to amend Section 10000 of the Revised Codes of Montana of 1921, relating to the duties of the Public Administrator and providing for the filing of a semi-annual statement of the receipts and disbursements of the several estates under the jurisdiction of such public administrator." Committee on Judiciary.

H. B. No. 163, By Bretzke: A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, relating to the duties of the Public Administrator in handling estate moneys." Committee on Judiciary.

UNFINISHED BUSINESS

Flachsenhar announced that the Legislative Ball would be held February 20th.

On motion of Flachsenhar, duly seconded and carried House adjourned until Monday, February 11th, at 10:00 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SIXTH DAY

House of Representatives
Helena, Montana, February 11, 1929.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Anderson, Burrell, excused on account of illness; Barry, Brown of Cascade, Cooney, Freed, Merritt, O'Day, Sample, Shepard and Willis absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-fourth legislative day find the same to be correct.

Report adopted.

DARLINTON, Chairman.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: I wish to thank the Sick Committee for calling on me during my illness and I thank you one and all for the lovely flowers sent to me. I assure you your kindness is much appreciated.

JENSEN.

On motion of Flachsenhar the communications received from Committee, at Wolf Point, Montana; and Montana Irrigation and Drainage Institute, I. D. O'Donnell, Secretary-Treasurer, were considered read at length and will be printed in the daily status sheets but not shown in the Journal. Motion seconded and carried.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We your committee on Agriculture having had under consideration, a petition from a number of alfalfa seed growers of Treasure County, as addressed to the Honorable J. C. Shepard, representative from said county, asking that the State install and operate an alfalfa seed cleaning and grading station at Hysham. Respectfully report as follows: That we do not recommend that the State enter into the seed cleaning business at this time.

JOHNSON, Chairman.

On motion of Johnson, report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 63, introduced by Ekegren and Ross: A Bill for an Act entitled: "An Act legalizing all elections heretofore held authorizing the issuance of bonds by any county of this State, to create or increase any indebtedness of such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the Laws of 1923" Respectfully report as follows: That House Bill No. 63 do not pass, but that Substitute for House Bill No. 63 being a Bill for an Act entitled: "An Act legalizing all elections heretofore held authorizing the issuance of bonds by any county of this state, for the purpose of obtaining funds to pay a warrant indebtedness heretofore created by such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the Laws of 1923 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 164, By Johnson: A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921, as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates." Committee on Agriculture.

H. B. No. 165, By Chatham, Barry, Willis and Moulton: A Bill for an Act entitled: "An Act to amend Section 11039 of the Revised Codes of Montana of 1921, relating to keeping open certain places on Sunday a misdemeanor." Committee on Public Morals, Charities and Reforms.

H. B. No. 166, By Dunn and Salyerds: A Bill for an Act entitled: "An Act regulating the maintenance and operation of tourist information bureaus, requiring a license therefor, prescribing the license fee, and providing a penalty for violation of the provisions of this Act." Committee on Development and Publicity.

H. B. No. 167, By Jameson: A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court." Committee on State Boards and Officers.

H. B. No. 168, By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act relating to drainage districts, amending Sections 7284, 7307, 7322, 7323, 7327 of the Revised Codes of Montana, 1921, and 7342 of said codes as amended by Chapter 109 of the Laws of 1923, adding a section to be designated as Section 7364A to said codes, providing for filling of vacancies in the Board of Commissioners, specifying the various classes of property, persons and corporations against which assessments may be made to aid in payment of costs of construction of drains, repairs, up-keep, administrative and incidental expenses of drainage districts, the levy of additional assessments in case any assessment be declared void and providing for the levy of assessments upon certain lands, irrigation ditches and canals, to aid in payment of cost of construction of drains, which lands, ditches and canals were not or shall not be included in the original assessment for costs of such construction." Committee on Irrigation and Water Rights.

H. B. No. 169, By Nelson, by request: A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana 1921, relating to beneficiaries in benefit certificates issued by fraternal benefit societies." Committee on Insurance.

H. B. No. 170, By Committee on Dairying: A Bill for an Act entitled: "An Act to amend Sections 2593 and 2595, Revised Codes of Montana, 1921, providing for the Director of the Food and Drugs Division of the State Board of Health to act as chemist in the enforcement of the Food and Drugs Act and stating his qualifications and stating the duty of the County Attorney in accepting as presumptive evidence the report of the chemist of the Food and Drug Division of the State Board of Health." Committee on Dairying.

H. B. No. 171, By Hodgkiss: A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of Montana as amended by Section 2 of Chapter 185 of the Laws of the Nineteenth Legislative Assembly, relating to the taxation of the property of freight line companies doing business in Montana." Committee on Ways and Means.

The following report was received from the Engrossing Committee:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. No. 84.

GREEN, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

Willard moved that the House send a telegram to Rev. W. D. Lear of Corvallis, Montana, who was chaplain of the Twentieth Legislative Assembly, extending congratulations and good wishes from the House of the Twenty-first Legislative Assembly, on this his fiftieth wedding anniversary.

Motion seconded and carried.

On motion of Marshall, duly seconded and carried, H. B. No. 55 was taken from General Orders and rereferred to the Committee on Education.

THIRD READING OF HOUSE BILLS

H. B. No. 84, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Doran, Dougherty, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Mr. Speaker. Total 74.

Noes: Benjamin, English (Deer Lodge), Fairgrieve, Goodwin, Gordon, Minette, Miller (Lincoln), Purnell, Rolph, Woodcock. Total 10.

Absent and not voting: Anderson, Angvick, Barry, Brown (Gallatin), Burrell, Cooney, Dellwo, Dunn, Freed, Jameson, Knight, Merritt, Moss, Moulton, O'Day, Sample, Shepard, Wickware. Total 18.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 103, introduced by Jameson: A Bill for an Act entitled: "An Act to repeal Section 12165 of the Revised Codes of Montana, 1921, under which a judgment on a bail bond or undertaking is made a lien upon the real property of the principal and sureties to such bail bond on undertaking from the date of same. Respectfully report as follows: That House Bill No. 103 do not pass, but that Substitute Bill No. 103 being a Bill for an Act entitled: "A Bill for an Act to amend Section 12165 of the Revised Codes of Montana, 1921, providing for the filing of certified copies of bail bonds or undertakings in the office of the County Clerk and making the same a lien upon the real property of the principal and sureties to such bail bond or undertaking from the date of the filing of such certified copy in the office of the County Clerk." Do Pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

On motion of Flachsenhar Consideration of General Orders was passed for the morning's session.

Flachsenhar moved House Recess until 2:30 this afternoon. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEES

The following report was received from a select committee:

Mr. Speaker: Your Sick Committee is glad to call the attention of the members of the House to the fact that Messrs. Ryder, Ekegren, and Jensen are all with us once more.

However, we are sorry to have to report that Mr. Burrell is seriously sick and is threatened with pneumonia.

(Signed)

PAULY,

LUCAS,

FREED (Sick Committee).

The following report was received from the Committee on Printing:

Helena, Montana, February 11, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. H. B. No. 118 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 138: A Bill for an Act entitled: "An Act to appropriate money for the refund of excessive collection of taxes by the State of Montana." Respectfully report as follows: That House Bill, No. 138 Do Pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Dairying having had under consideration, House Bill No. 170 introduced by Committee on Dairying: A Bill for an Act entitled: "An Act to amend Sections 2593 and 2595 of the Revised Codes of Montana, 1921, providing for the director of the food and drugs division of the State Board of Health to act as chemist in the enforcement of the food and drugs Act and stating his qualifications and stating the duty of the County Attorney in accepting as presumptive evidence the report of the chemist of the food and drug division of the State Board of health." Respectfully report as follows: That House Bill, No. 170, Do Pass.

DOUGHERTY, Chairman.

On motion of Dougherty report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 136: A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto. Respectfully report as follows: That House Bill, No. 136 Do Pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways, having had under consideration, House Bill 158: A Bill for an Act entitled: "An Act to provide for the raising of revenue for the removal of snow from highways of the several counties." Respectfully reports as follows: That House Bill, No. 158 be amended by adding after the word "county" in Section 1, Paragraph 2, the words "or the prevention of snow accumulation." As amended we recommend that it do pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 70, introduced by Jameson: A Bill for an Act designating the number of publications to be made under various laws of the State of Montana, and for the cure and validation of orders, findings, judgments, decrees and other proceedings based upon publications for the number of times prescribed herein. Respectfully report as follows: That House Bill No. 70 be amended as follows: By inserting in Section 1, line 12, after the word "same" and before the word "for" the words "once each week", and that as amended, House Bill No. 70 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We your committee on Judiciary having had under consideration, House Bill No. 116, introduced by Cooney: A Bill for an Act entitled: "An Act to provide for the appointment of a clerk of Public Administrators in counties of the first, second or third class, where a Judge of the District Court shall certify to the county commissioners of such county the necessity for the appointment of such clerk and fixing the compensation and term of office of such clerk." Respectfully report as follows: That House Bill, No. 116 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Fairs and Expositions having had under consideration Substitute House Bill No. 77: A Bill for an Act entitled: "An Act to amend Section 11180 of the Revised Codes of Montana 1921, relating to the recording of registering of bets, or wagers, upon the result of any contest of speed or skill or endurance of animal or beast and to repeal all acts and parts of acts in so far as the same may conflict herewith." Respectfully report as follows: That Sub. House Bill No. 77 be amended as follows: In Section 11180, line 10, the word "Fifty" be stricken out and the words "Twenty-five" be inserted instead, and as amended, we recommend same do pass and be placed on general orders without reprinting.

RENWICK, Chairman.

On motion of Renwick report adopted.

The Speaker gave notice that he was about to sign Senate Joint Resolution No. 1, introduced by Pauline and thereupon signed same.

The Speaker gave notice that he was about to sign Senate Joint Memorial No. 1 introduced by Gustafson and thereupon signed same.

Mr. Speaker: We, your committee on Fairs and Expositions having had under consideration, House Bill No. 130: A Bill for an Act entitled: "An Act to amend Section 5039 subdivision 16 of the Revised Codes of Montana, 1921, relating to powers of city councils in the licensing of carnivals, circuses and tent shows of like character." Respectfully report as follows: That House Bill No. 130 Do Pass.

RENWICK, Chairman.

On motion of Renwick report adopted.

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 168, introduced by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act relating to drainage districts, amending Sections 7284, 7307, 7322, 7323, 7327 of the Revised Codes of Montana, 1921, and 7342 of said Codes as amended by Chapter 109 of the Laws of 1923, adding a Section to be designated as Section 7364A to said codes, providing for filling of vacancies in the Board of Commissioners, specifying the various classes of property, persons and corporations against which assessments may be made to aid in payment of costs of construction of drains, repairs, up-keep, administrative and incidental expences of drainage districts, the levy of additional assessments in case any assessment be declared void and providing for the levy of

assessments upon certain lands, irrigation ditches and canals, to aid in payment of cost of construction of drains, which lands, ditches and canals were not or shall not be included in the original assessment for costs of such construction. Respectfully report that H. B. 168 Do Pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 91 introduced by Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 1, of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of Montana relating to the collection of taxes and the time and method of collecting the same, and the interest thereon and providing penalties for the delinquency thereof." Respectfully report as follows: That House Bill, No. 91 Do Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration House Bill No. 81: A Bill for an Act entitled: "An Act to amend Section 30 of Chapter 147 of the Laws of the Twentieth Legislative Assembly relating to School District Bonds providing for the payment of School District Bonds held by the State, optional bonds and for the purchase and redemption of outstanding bonds not held by the State of Montana and providing for the investment of sinking funds, cancellation of the redeemed bonds and repealing Section 30 of Chapter 147 and Chapter 76 of the Session Laws of the Twentieth Legislative Assembly." Respectfully report as follows: That House Bill No. 81 be amended by striking out the words "Section 30 of Chapter 147 And" in Line 8 of title of Bill and as amended Do Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 111: A Bill for an Act entitled: "An Act providing that the interest paid by State Depositories as required by Law on funds held by the State Treasurer to the credit of the 'Veterans' Memorial Fund' shall be credited to such fund, and empowering the State Board of Land Commissioners to safely invest such funds." Respectfully report as follows: That House Bill No. 111 do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 83 introduced by Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 5251 of the Revised Codes of Montana 1921, as amended by Chapter 156, Nineteenth Legislative Assembly of the State of Montana, relative to the collection of special assessments and taxes for special improvements within incorporated cities and towns, and for the certification of special assessments to the County Clerk for collection." Respectfully report as follows: That House Bill No. 83 Do Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on State Lands having had under consideration House Bill No. 48, being a Bill for an Act entitled: "An Act providing for the unified investment and administration by the State Board of Land Commissioners under the provisions of Article XXI of the Constitution of certain public funds under the jurisdiction of the State, the plan to be designated as the unified investment plan; prescribing the duties of certain state officials in connection with this plan; and repealing sections 5613 and 5614 of the Revised Codes of Montana of 1921, Section 270 of the said Codes as amended by Chapter 122 of the Laws of the Nineteenth Legis-

lative Assembly, and all other Acts and parts of Acts in conflict with the provisions of this Act." Respectfully report as follows: That House Bill No. 48 be amended to read as follows:

That Section 2 be stricken out and insert in lieu thereof, the following: "Section 2. The State Board of Land Commissioners is hereby authorized and required to invest according to this plan under the provisions of this Act the following funds: The Escheated Estates Fund,, meaning all of the various sums paid over to the State Treasurer from estates escheated or escheating to the State which have not been transferred to the Public school Permanent Fund; all funds arising from any donation, gift, grant, bequest or devise for the support, maintenance or benefit of any institution of learning or any institution supported in whole or in part by the State of Montana and not intended for immediate use but subject to long term investment and not legally in the custody of any lawfully constituted board, unless some other investment agency has been designated by the donor or by statute; all funds which become parts of the Montana Trust and Legacy Fund under the provisions of Article XXI of the Constitution; and all other public funds of the State subject to long-term investment not legally in the custody of any lawfully constituted board. No fund arising mainly from federal land grants made to the State of Montana shall be invested or administered under this plan."

That the following sentence be added to section 11:

"In any fund is larger or smaller on December 31st than on January 1st of the same year, then the average of the amounts on these two dates shall be the basis for calculating the interest to be credited to that fund."

That Section 14 be stricken out and subsequent sections renumbered accordingly.

That Section 18 be stricken out and subsequent sections renumbered accordingly.

That Section 19 be stricken out and insert in lieu thereof, the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration House Bill No. 133: A Bill for an Act entitled: "An Act to amend Section 2589 of the Revised Codes of Montana of 1921, and providing for the licensing of public eating places, bakeries, confectioneries, meat markets, canneries, soda fountains, ice cream parlors, soft drink establishments, potato chip factories, pickle factories, salad dressing plants, grocery stores, wholesale grocery houses, food produce houses, delicatessens or bottling works, and regulating fees to be charged for said licenses." Respectfully report as follows: That House Bill No. 133 Recommended that Bill Do Not Pass.

On motion of Dunn report adopted.

DUNN, Chairman.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 55: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the Eighteenth Legislative Assembly of 1923, as further amended by Chapter 76 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and as further amended by Chapter 77 of the Twentieth Legislative Assembly of 1927, relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board, and tuition for such pupils and providing for appeal." Respectfully report as follows: That House Bill No. 55 be placed on General Orders without being reprinted.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 9: A Bill for an Act entitled: "An Act to amend Section 1309, Chapter 102, of the Revised Codes of 1921, relating to the Junior College and the use of the common school funds for the support of a Junior College," Respectfully Report as follows: That House Bill No. 9 do not pass, by that Substitute for House Bill No. 9: A Bill for an Act entitled: "An Act to amend Section 1302 and Section 1309 of the Revised Codes of 1921, relating to the establishment of Junior College and Normal Courses, and the making of levies and the use of the common school funds for the support thereof." Do Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Flachsenhar announced that relative to Substitute H. B. No. 77, they had made a minor change in the printed bill and instead of 50,000 population they had made it 25,000 and asked unanimous consent of the House that the bill be placed on General Orders without reprinting. There being no objections so ordered.

Mr. Speaker: We, your committee on Privileges and Elections having had under consideration, House Bills No. 67 and 78 by Ueland and Bretzke: Bills for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana relating to the establishment of election precincts." Respectfully report as follows: That House Bills No. 67 and 78 Do Not Pass, and that Substitute House Bills No. 67 and 78 by Ueland and Bretzke do pass. This is recommended for the reason that House Bill 67 and House Bill 78 were introduced to amend the same Section and virtually cover the same purpose, and that, Substitute House Bill for House Bills No. 67 and 78, introduced by the Committee on Privileges and Elections: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana relating to the establishment of election precincts."

KNIGHT, Chairman.

On motion of Knight report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 172, By Metlen, Jameson, Ross, Pauly and Willard: A Bill for an Act entitled: "An Act to permit the court at the conclusion of the argument in the trial of civil and criminal cases to comment upon the weight and sufficiency of the testimony, prescribing how the same shall be done, and providing for exceptions thereto and when such exceptions must be taken." Committee on Judiciary.

H. B. No. 173, By George: A Bill for an Act entitled: "An Act providing for examination and for registration of trained nurses without examination, providing qualifications and training requirements, providing for registration fee and for renewal of registration certificate amending Sections 3207 and 3210, Revised Codes of Montana, 1921, and Sections 3211 and 3211A as amended and enacted by Chapter 123 Session Laws of 1925." Committee on Education.

H. B. No. 174, By Merritt: A Bill for an Act entitled: "An Act to amend Section 4390 of the Revised Codes of Montana, 1921, providing for the creation of new counties, fixing valuation of the old counties, and to establish the assessed valuation of new counties, also, to prorate debts and assets and fix minimum area of old counties." Committee on New Counties and Divisions.

H. B. No. 175, By Jameson: A Bill for an Act entitled: "An Act validating certain defective deeds and instruments, the record thereof, and providing that such deeds and instruments and certified copies thereof may be admitted in evidence." Committee on Judiciary.

H. B. No. 176, By Bretzke: A Bill for an Act entitled: "An Act empowering Boards of County Commissioners to dispose of used and worn out road, office and other machinery and equipment, by private sale or otherwise, and without the publication of notice thereof." Committee on Townships and Counties.

H. B. No. 177, By Sullivan: A Bill for an Act entitled: "An Act to amend Chapter 100, of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, defining the qualifications of police officers in cities and towns in the State of Montana, providing for the creation of police reserves, specifying salary limitations thereon, and specifying the limitations of tax levies therefor, and providing for the investment of funds." Committee on Ways and Means.

H. B. No. 178, By Miller of Fergus, Hanley, Salyerds and Moulton: A Bill for an Act entitled: "An Act to amend Sections 4869, 4870 and 4871 of the Revised Codes of Montana of 1921, relating to the salaries of County Superintendents of Schools." Committee on Education.

H. B. No. 179, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to amend Section Twenty of Chapter Fifty Seven of the Laws of the Twentieth Legislative Assembly, relating to the assessment and taxation of building and loan associations and the amount standing to the credit of each member thereof, and providing for the furnishing of certain information to county officials by building and loan association officials." Committee on Revenue and Taxation.

H. B. No. 180, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act for the assessment and taxation of the property of insurance companies required by law to have and maintain a legal reserve for the protection of policy holders." Committee on Revenue and Taxation.

H. B. No. 181, By Committee on Revenue and Taxation: A Bill for an Act entitled: An Act defining moneys and credits, and moneyed capital, for the purpose of taxation and providing the classification and basis upon which taxes shall be imposed thereon and also upon the shares of National Banks and State Banking Corporations; and providing the method of assessing credits, moneyed capital and such shares." Committee on Revenue and Taxation.

H. B. No. 182, By Committee on Dairying: A Bill for an Act entitled: "An Act to regulate the dairy industry in the State of Montana and to govern the operation of creameries, milk and cream buying and collecting stations, butter, cheese and ice cream factories and all establishments producing, handling, or manufacturing dairy products; defining the terms used in this Act; designating the powers and duties of the department of agriculture, labor and industry in relation to the dairy industry and the enterprises regulated by this act: governing the operation of the Babcock Test and the sampling and inspection of dairy products: regulating the handling and sale of oleomargarine and other substitutes for dairy products and the licensing of persons dealing therein: providing a schedule of licenses for dairies, creameries, ice cream factories, persons collecting milk or cream, and all other establishments handling dairy products: defining the process of pasteurization, and regulating its use, and requiring the pasteurization of milk and cream used by creameries and in the manufacture of ice cream: regulating the labeling of dairy product containers: making certain anti-monopoly statutes of the State applicable to producers of dairy products: providing standards of weight and measure for dairy products: regulating the labeling of imported meats and dairy products: providing for the registration of dairy names and trade marks: providing penalties for the violation of this Act and repealing Sections 2620 to 2633, both inclusive, and Sections 3568 to 3572, both inclusive, of the Revised Codes of Montana of 1921; all of Chapter 35 of the Session Acts of the Eighteenth Legislative Assembly of 1923 save and except Section 11 of said Act; Chapter 51 of the Session Acts of the Eighteenth Legislative Assembly of 1923; Chapters 153, 165, 166, 187, and 188 of the Session Acts of the Nineteenth Legis-

lative Assembly of 1925, and Chapters 10, 136 and 142 of the Session Acts of the Twentieth Legislative Assembly of 1927, and all Acts and parts of Acts in conflict herewith." Committee on Dairying.

Substitute House Bill for House Bills Nos. 67 and 78, By Committee on Privileges and Elections: A Bill for an Act entitled: "An Act to amend Section 545 of the Revised Codes of Montana relating to the establishment of election precincts."

Sub. H. B. No. 9, By Committee on Education: A Bill for an Act entitled: "An Act to amend Section 1302 and Section 1309 of the Revised Codes of 1921, relating to the establishment of Junior College and Normal Courses, and the making of levies and the use of the common school funds for the support thereof."

Sub. H. B. No. 63, By Committee on Judiciary: A Bill for an Act entitled: "An Act legalizing all elections heretofore held, authorizing the issuance of bonds by any county of this State, for the purpose of obtaining funds to pay a warrant indebtedness heretofore created by such county where such election was not called upon the presentation of a petition by twenty per cent of the tax paying electors of the county and was participated in and the question was submitted to a vote of the electors rather than to the registered electors whose names appeared upon the last preceding assessment roll as required by Chapter 98 of the Laws of 1923."

Substitute House Bill No. 103, By Committee on Judiciary: A Bill for an Act entitled: "An Act to amend Section 12165 of the Revised Codes of Montana, 1921, providing for the filing of certified copies of bail bonds or undertakings in the office of the County Clerk and making the same a lien upon the real property of the principal and sureties to such bail bond or undertaking from the date of the filing of such certified copy in the office of the County Clerk."

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole for consideration of General Orders, and that the reading of bills be by history, title and section number only, excepting appropriation bills, unless otherwise requested.

Mr. Leavitt in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration House Bills Nos. 12, 72, 74, 76, 104, 114, 115, 124, 127, 142, House Joint Memorials Nos. 3 and 4, respectively report as follows: Recommend that

H. B. No. 12 Do Pass.

H. B. No. 72, Do Pass.

H. B. 74 passed for the day.

H. B. No. 76, Do Pass.

That H. B. No. 104, be amended as follows: Amend the title by inserting after the word "amend" the following "Section 1622 of the Revised Codes of Montana of 1921 as amended by"; amend Section one by inserting after the word "That" in line one of the printed bill the words "Section 1622 of the Revised Codes of Montana of 1921, as amended by"; Amend Subsection nine by striking out in line 40 the word "and" and inserting in lieu thereof the word "or."

That further consideration of H. B. No. 104 be passed for the day.

That H. B. No. 114, be amended as follows: Amend section one by striking out in line 5 of the printed bill the words "to count and tabulate votes"; also add a period after the word "judges" where it appears the

first time in line 5. On substitute motion of Fairgrieve the enacting clause be stricken.

That H. B. No. 115, Do Pass.

H. B. No. 124, Do Pass.

H. B. No. 127, Do Pass.

That H. B. No. 142 be amended by striking out all of section three, and H. B. No. 142, Do Pass as amended.

H. Joint Memorial, No. 3 be adopted.

H. J. M. No. 4, be adopted.

Substitute H. B. No. 77, be passed for consideration until Wednesday the Thirteenth.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

The following report was received from the Committee on Enrolling:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 43.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Bill No. 43, introduced by Lillis and thereupon signed same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR

The following communication was received from the Governor:

State of Montana
Office of the Governor
Helena

February 11, 1929.

Mr. Speaker,
House of Representatives,
Helena, Montana.

I have the honor to advise that I have today approved the following House measures:

H. B. 27—Relating to redemption of certain bonds held by the State.

H. B. 31—Relating to salaries of janitors and certain other employees at the State Capitol.

J. E. ERICKSON, Governor.

Flachsenhar requested House revert to Order of Business No. 6.

Flachsenhar moved that the Committee report on H. B. No. 55 be amended by adding thereto that the bill be placed on General Orders without reprinting. Motion carried.

UNFINISHED BUSINESS

Flachsenhar announced that a very fine program had been arranged for the Lincoln anniversary, tomorrow, at 2:30 and requested the Clerk to read the program.

Flachsenhar moved House adjourn until tomorrow, Tuesday, February Twelfth, at 10:00 a. m. Duly seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SEVENTH DAY

House of Representatives
Helena, Montana, February 12, 1929.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Angvick and O'Day, absent; Burrell, excused on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-sixth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received:

Mr. Speaker: We, your committee on Military Affairs having had under consideration, House Bill No. 79: A Bill for an Act entitled: "An Act providing for the admission of Dollie Cosens, a daughter of a deceased Civil War Veteran to the Montana Soldiers Home at Columbia Falls, Montana." Respectfully report as follows: That House Bill No. 79 Do Pass.

WILSON, Chairman.

On motion of Wilson report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, House Bill No. 164, by Johnson: A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921, as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates." Respectfully report as follows: That House Bill No. 164 Do Pass.

JOHNSON, Chairman.

On motion of Johnson report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced, read first and second times by title, only and referred to committees:

H. B. No. 183, By Committee on Petroleum, Oil and Gas: A Bill for an Act entitled: "An Act to amend Section one of Chapter 56, Laws of the Nineteenth Legislative Assembly, State of Montana, 1925, relating to the conservation of oil and natural gas, and providing for the administration of the Act by the Board of Railroad Commissioners of the State of Montana; defining 'waste' and providing for the enforcement of the Act and all rules and regulations of said Board prescribed pursuant to said Act and all lawful orders of said Board." Committee on Petroleum, Oil and Gas.

H. B. No. 184, By Wickware: A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, relating to taxes on personal property, as amended by Chapter 18, Acts of the 19th Legislative Assembly of the State of Montana and as amended by Chapter 113, Acts of the 20th Legislative Assembly of the State of Montana." Committee on Revenue and Taxation.

H. B. No. 185, By Sample: A Bill for an Act entitled: "An Act to amend Section 11955 of the Revised Codes of Montana of 1921, changing the number of peremptory challenges allowed the defendant in criminal cases." Committee on Judiciary.

H. B. No. 186, By Committee on Revenue and Taxation, at the request of the State Board of Equalization: A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 65 of the Eighteenth Legislative Assembly of 1923, as amended by Chapter 150 of the Nineteenth Legislative Assembly of 1925, and by Chapter 105 of the Twentieth Legislative Assembly of 1927, relating to tax on direct and collateral inheritances, bequests and devises; and relating to the apportionment of debts and exemptions as applied to estates located partly within and partly without Montana; and providing that the provisions of this Act shall apply to all estates of all decedents who have died since the first day of June, 1924, and which estates remain undistributed on the date when this Act takes effect, to the same extent and in the same manner as though this Act had been in full force and effect at the dates of death of such decedents." Committee on Revenue and Taxation.

H. B. No. 187, By Committee on Affairs of Cities: A Bill for an Act entitled: "An Act abolishing liability of cities and towns on account of accumulation of snow or ice on streets and public ways." Committee on Affairs of Cities.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Motion was this day made and adopted:

"I move that the communication received from the House, inviting the Senate to attend the Lincoln Day services, be filed with the Secretary, and that a vote of thanks be extended to the House for this invitation.

(Signed) KANE."

Respectfully,

J. F. CONE,
Secretary of the Senate.

On motion of Flachsenhar, duly seconded and carired, Communications from Senate considered read at length and Journal so show.

Helena, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. J. M. No. 2, introduced by Committee on Livestock and Public Ranges, was this day read three several times, title and history agreed to, and concurred in, and is herewith transmitted to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, title and history agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 14, by Shelver: A Bill for an Act entitled: "An Act to Amend Section 1 of Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of 1927, defining the qualifications of Police Officers in the cities and towns of the State of Montana, and repealing all acts, and parts of acts, in conflict therewith."

S. B. No. 25, by Schnitzler: A Bill for an Act entitled: "An Act concerning aeronautics and to provide for the regulation and licensing of aircraft and airmen and providing penalties for violation thereof."

S. J. M. No. 4, by Cowan, Tower, Kemmis, Staggs, Holton, Gustafson and Ruffcorn: A Memorial to the Honorable Secretary of Agriculture of the United States advocating the establishment and promulgation of grades and standards of Wheat which shall take into account its protein content.

S. J. M. No. 5, by Smith of Beaverhead: A Resolution memorializing Congress for the passage of necessary legislation providing for an increase of the tariff on Plumbago, Graphite, and Graphite Ores.

S. J. M. No. 6, by Holton, Ruffcorn, Holt, Johnson and Sparling: A Resolution memorializing the Senate of the United States for early passage of the special resolution by Senator Capper directing the Senate Interstate Commerce Committee to take immediate action relative to the special export rates on grain.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

- H. B. No. 11—Committee on Public Buildings.
- H. B. No. 45—Committee on Education.
- H. B. No. 53—Committee on Fish and Game.
- H. B. No. 58—Committee on Finance and Claims.
- H. B. No. 62—Committee on Stockgrowing and Grazing.
- H. B. No. 82—Committee on Sanitary Affairs.
- H. B. No. 90—Committee on Elections and Privileges.
- H. B. No. 105—Committee on Counties and Towns.
- H. B. No. 106—Committee on Irrigation and Water Rights.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

- That S. B. No. 4 Do Pass.
- That S. B. No. 42 Do Pass.
- That S. J. M. No. 5 Do Pass.

That S. B. No. 15 Be amended in Section 1 by striking the Enacting Clause.

That consideration of S. B. No. 26 be passed for the day.

That S. B. No. 33 Do Pass.

That consideration of S. B. No. 11 be passed for the day.

That H. J. M. No. 2 Be Concurred In.

Report adopted.

On Motion, S. B. No. 15 was segregated from the report of the Committee of the Whole and referred to the Committee on Public Morals.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted: Committee on Irrigation and Water Rights, H. B. No. 68, by Committee on Irrigation and Water Rights: Recommend the same be amended to read in Section 1, Line 33, after the word "assessment" as follows: "provided, however, if the Board of Commissioners of the Irrigation District shall file with the County Treasurer a certified copy of resolution passed by

such commissioners requesting non-distribution by the County Treasurer of the portion of the tax belonging to the district, the County Treasurer shall not distribute that portion of said tax belonging to the Irrigation District to the several funds as designated in the tax levy and assessment but the total amount due the Irrigation District shall be credited by him to the Revolving Fund above specified and in such event at the time of the sale by the District of the tax sale certificate or of the property obtained through such certificate such funds as are realized from such sale must be deposited with the County Treasurer together with the rentals received from the property and he shall credit the proceeds of such redemption sale or rental pro rata to the several funds of the district in accordance with the original levy or assessment." And as so amended, recommend the same be concurred in.

Committee on Irrigation and Water Rights, H. B. No. 46, By Lillis: Recommend the same be amended by striking out in Section 1, Line 27, the word "Majority" and inserting in lieu thereof "unanimous," and as so amended, recommend the same be concurred in.

Committee on Counties and Towns, S. B. No. 28, by Cowan: Recommend that the title be amended by striking out the period at the end of the title and inserting a semi-colon in lieu thereof and by adding the following thereto: "and empowering Boards of County Commissioners to allow an additional number of deputy county officers than the maximum fixed by law." Also to amend the bill by striking from Section 1, on Page 2 of the Bill, Lines 2, 3, 4, and down to and including the word "thereto" on Line 5, and inserting in lieu thereof, the following: "is shown to exist in any incorporated or unincorporated town or village, or on the highways adjacent thereto, by five or more reputable taxpayers thereof, authorize the sheriff of the county to employ such additional deputy sheriff, or deputy sheriffs, to act as police officers as may be necessary to preserve order or suppress crime," and as so amended, recommend bill do Pass.

Committee on Taxation, S. B. No. 27, by Goodman: Recommend that the same Do Pass.

Committee on Counties and Towns, S. B. No. 32, by Shelver: Recommend that the same Do Pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Eaton: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, and to authorize the State Board of Education to hold meetings of the Board at places other than the State Capitol."

By Survant: A Bill for an Act entitled: "An Act to change the boundary line between the counties of Valley and Phillips; taking from said county of Valley, certain territory and adding the same to the said county of Phillips; providing for the appointment of Commissioners to adjust indebtedness; providing for the transfer of school funds and delinquent taxes; providing for the transcribing and transfer of records and the transfer of actions pending in court; and providing that township, school and other officers within the territory so transferred shall hold their offices for the balance of their terms."

By Survant: A Bill for an Act entitled: "An Act to amend Section 2214 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the laws of the Twentieth Legislative Assembly relating to actions to validate or annul taxdeeds and defining the rights of tax title purchasers and their successors in interest."

By Donovan: A Bill for an Act entitled: "An Act to establish a County Law Library at the County Seat of every County of this State; providing

funds therefor; creating a Board of Trustees thereof and defining their powers and duties."

By Duncan: A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to sell and convey 4.50 acres of land, more or less, owned by the State and forming a part of the lands at the State Orphans Home at Twin Bridges, Montana."

By Duncan: A Bill for an Act entitled: "An Act to amend Section 10,213 of the Revised Codes of Montana of 1921, as amended by Chapter 67 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, and to amend Section 10,214 of the Revised Codes of Montana of 1921, relating to the sale of real estate in probate proceedings, the manner of service and giving of notice of such sale and the proof thereof, and presentation and allowance of claims against estates."

By Walker: A Bill for an Act entitled: "An Act to amend Section 6708 of the Revised Codes of Montana, 1921, by providing that leases or grants of any town or city lot for a period not longer than fifty years shall be valid."

By Gustafson: A Bill for an Act entitled: "An Act relating to County Bonds; granting the Board of County Commissioners of every county of the state the power to issue and sell bonds for certain purposes and under certain limitations; prescribing the procedure for the issuance, sale and repayment of such bonds; prescribing the duties of various public officials relating to such bonds; and repealing Sections 4614, 4615, 4616, 4617, 4620, 4622, 4623, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 21 of the 1921 Session Laws and Chapter 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act."

By Shelver: A Bill for an Act entitled: "An Act to adjust, correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337 of the Revised Codes of Montana of 1921 relating thereto."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to committees:

S. B. No. 56, By Gustafson: A Bill for an Act entitled: "An Act to amend Chapter 27, Revised Codes of Montana, 1921, as amended by the Session Laws of 1923, 1925, and 1927, relating to the duties of Water Commissioners, by adding thereto Sections numbered 7160, 7161, 7162, and 7164." Committee on Irrigation and Water Rights.

S. B. No. 57, By Pauline: A Bill for an Act entitled: "An Act to provide further protection for Beaver, and to encourage fur farming in the State of Montana." Committee on Fish and Game.

S. B. No. 58, By McQuitty: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119, Acts of the Twentieth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act creating the common school Equalization Fund; providing that moneys shall constitute such fund; making the State Board of Education the common school Equalization Board; providing for the powers and duties of said Board; providing the method for determining the distribution of such fund; and repealing all Acts and parts of Acts in conflict with this Act.'" Committee on Education.

S. B. No. 59, by McQuitty: A Bill for an Act entitled: "An Act to amend Section 970, Revised Codes of Montana, 1921, relating to the abandonment of School Districts." Committee on Education.

S. B. No. 60 by Church: A Bill for an Act entitled: "An Act to amend Section 5039 of the Revised Codes of Montana of 1921, as amended by Chapter 115 of the Session Laws of the Nineteenth Legislative Assembly and by Chapter 20 of the Session Laws of the Twentieth Legislative Assembly, relating to powers of city councils by adding thereto a new subsection to be known as subsection 85, giving the city or town council power to acquire lands by gift, purchase or condemnation, either within or without the corporate limits of the municipality, for athletic fields and civic stadiums and conferring municipal jurisdiction over the same and to set aside or designate portions or tracts of land owned by any municipality for athletic fields and civic stadiums and to construct, maintain and regulate athletic fields and civic stadiums thereon." Committee on Counties and Towns.

S. B. No. 61, By Campbell, Stewart, and Walker: A Bill for an Act entitled: "An Act to secure the payment of claims of persons employed by contractors upon public works, and the claims of persons who furnish labor, materials, supplies, teams, trucks and other machinery, sustenance, provisions, provender and other supplies used and consumed by such contractors in the performance of such works, and prescribing the duties of public officers in respect thereto, and repealing all Acts and parts of acts in conflict herewith. Committee on Judiciary.

Respectfully,

J. F. CONE,
Secretary of the Senate.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The Committee on Printing reported as follows:

Helena, Montana, February 12, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 107-126-137-151 and Sub. H. B. Nos. 34-61-63-103 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Development and Publicity having had under consideration House Bill No. 129 introduced by Jergensen: A Bill for an Act entitled: "An Act to authorize counties to acquire by gift, purchase, deed, lease, or otherwise property for parks, and to provide, for their equipment, maintenance, operation, control, and management as to public use." Respectfully report as follows: That House Bill No. 129 be amended as follows: By striking out in Section 1, line 3, after the word "lands" the words "not to exceed five acres," and at end of Section 2 add "provided further" that the limitations as to expenditures set forth herein shall not apply to counties of the first, second, third and fourth classes, and that as so amended, the bill do pass.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Development and Publicity having had under consideration House Bill 157 introduced by Marshall: A Bill for an Act entitled: "An Act authorizing the County Commissioners to purchase or otherwise acquire lands for camp sites, recreation grounds or park purposes or to accept land for such purposes which may be bequeathed or granted to the counties and to maintain and operate such parks." Respectfully report as follows: That House Bill No. 157 Do Not Pass.

BUDAS, Chairman.

On motion of Budas report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second and referred to committees:

S. B. No. 14 by Shelver: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of 1927, defining the qualifications of police officers in the cities and towns of the State of Montana, and repealing all Acts and Parts of Acts, in conflict therewith." Referred to Committee on Affairs of Cities.

Senate Bill No. 25, By Schnitzler: A Bill for an Act entitled: "An Act concerning aeronautics and to provide for the regulation and licensing of aircraft and airmen and providing penalties for violation thereof." Referred to Committee on Aviation.

Senate Joint Memorial No. 4: By Cowan, Tower, Kemmis, Staggs, Holton, Gustafson, Ruffcorn: A Memorial to the Honorable Secretary of Agriculture of the United States advocating the establishment and promulgation of grades and standards of wheat which shall take into account its protein content. Referred to Committee on Agriculture.

Senate Joint Memorial No. 5, by Smith of Beaverhead: A Resolution memorializing Congress for the passage of necessary Legislation providing for an increase of the tariff on plumbago, graphite and graphite ores. Referred to Committee on Mines and Mining.

Senate Joint Memorial No. 6, by Holton, Ruffcorn, Holt, Johnson and Sparling: A Resolution Memorializing the Senate of the United States for early passage of the special resolution by Senator Capper—direct the Senate interstate commerce committee to take immediate action relative to the special export rates on grain. Committee on Federal Relations.

The Committee on Engrossing reported as follows:

February 12, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 12-72-76-115-124-127-House Joint Memorial No. 3.

GREEN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 12, introduced by Johnson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Angvick, Bretzke, Burrell, Gordon, Leavitt, Logan, Moss, O'Day, Wickware. Total 9.

H. B. No. 72, introduced by Leavitt and Simpson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Angvick, Bretzke, Burrell, Gordon, Leavitt, Lewis, Moss, O'Day. Total 8.

H. B. No. 76, introduced by Bretzke, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Angvick, Burrell, Ekegren, Gordon, Jensen, Leavitt, Lewis, Moss, O'Day. Total 9.

Flachsenhar announced that Hon. Ernest Hardcastle of Silver Bow a former member of the House was present whereupon the Speaker requested Chatham and Doran to escort Mr. Hardcastle to a seat near him.

The Committee on Engrossing reported as follows:

February 12, 1929.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 142-H. J. M. No. 4.

GREEN, Chairman.

Report adopted.

H. B. No. 115, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Thorburn, Tinsley, Ueland, Sheffer, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Shepard, Simpson, Steeves, Sullivan, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Angvick, Burrell, Gordon, Jensen, Johnson, Leavitt, O'Day, Willis. Total 8.

Mr. Speaker gave notice he was about to sign H. J. R. No. 1 and thereupon signed same.

Mr. Speaker gave notice that he was about to sign H. B. No. 44, and thereupon signed same.

H. B. No. 124, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, George, Green, Henderson, Jameson, Jergensen, Jones, Kinville, Johnson, Knight, Kruse, Leavens, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Ueland, Willard, Wilson, Mr. Speaker. Total 66.

Noes: Besancon, Clausen, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Hagestad, Hanley, Hodgskiss, Jensen, Lucas, Merritt, Monaghan, Miller, Moulton, Purnell, Rolph, Sample, Sheffer, Thorburn, Tinsley, Warren, Wickware, Willis, Woodcock. Total 26.

Absent and not voting: Angvick, Burrell, Chatham, Gordon, Leavitt, Lewis, Moss, O'Day, Reed, Waite. Total 10.

H. B. No. 127, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Angvick, Benjamin, Burrell, Chatham, Gordon, Jameson, Lewis, Moss, O'Day, Reed. Total 10.

H. J. M. No. 3 introduced by Willis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, Parker, Pauly, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Angvick, Burrell, Freed, Gordon, Lewis, Nelson, O'Day, Purnell, Reed, Sample. Total 10.

H. J. M. No. 4, introduced by Nelson and Jones, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Dellwo, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Angvick, Brown (Cascade), Burrell, Erickson, Gordon, Jameson, Lewis, Lucas, Moss, O'Day, Reed, Sheffer, Thorburn. Total 13.

H. B. No. 142, Introduced by Appropriations Committee having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Erickson, Green, Jergensen, Parker, Purnell. Total 5.

Absent and not voting: Angvick, Burrell, Gordon, Lewis, O'Day, Sample, Sheffer. Total 7.

There being no objections Speaker announced the House would revert to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

The Enrolling Committee reported as follows:

Mr. Speaker: We, your committee on Enrolling, beg leave to report the following bills correctly enrolled: H. J. R. No. 1 and H. B. No. 44.

MERRITT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary having had under consideration, House Bill No. 100, introduced by Nelstead, A Bill for an Act entitled: "An Act relating to Abstractors and to the business of Abstracting: providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the Board; defining the qualification of Abstractors and requiring their registration; defining registered Abstractors; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of registration and certificates of authority,

and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the Abstracter before taking the examination or engaging in business; requiring the filing of a bond, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearings on applications to revoke or cancel, and granting right of appeal from the decisions of the Board canceling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142, and 4143, as amended by Chapter 60 of the Nineteenth Legislative Assembly; Sections 4144, 4145 and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140." Respectfully report as follows: That House Bill No. 100 be amended as follows: By inserting in Section 11, at the end of line 8 of Page 6, the word "public," and by inserting the words "during office hours" following the word "state" in line 9, and that as so amended, House Bill No. 100 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR

The following report was received from the Governor:

State of Montana
Office of the Governor
Helena.

February 12, 1929.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved House Bill No. 43, relating to the drug marihuana.

J. E. ERICKSON, Governor.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole and that all bills be read by history, title and section number only except appropriation bills which should be read at length.

Mr. Darlington in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bills Nos. 55, 74, 104, 118, respectfully report as follows:

Recommend that H. B. No. 55, be amended as follows: Amend Section one by striking out in lines 34 to 37 inclusive, the hyphen between 3 and 4; 4 and 5; 5 and 6; 6 and 7; and 7 and 8; and inserting in lieu thereof the word: to. Amend section one by striking out in lines thirty-nine and forty, beginning after the word superintendent in line thirty-nine "and Board of County Commissioners," and by striking out in line forty-two the words "and the Board of County Commissioners" and inserting in line forty-one after the word superintendent, the word "and" Amend section two by striking out in line 4 the words "Board of County Commissioners" of the County in which he resides" and inserting in lieu thereof the words "State Superintendent of Public Instruction." As amended H. B. No. 55 Do Pass.

H. B. No. 74, be amended as follows: Amend section one by striking out in lines 3 and 4 the word Sixteen and inserting in lieu thereof the word Seventeen; Amend section One by striking out in line seven the word "Lodges" and inserting in lieu thereof the word "Lodge." Amend Section one by striking out in line 12 the word "Choteau" and inserting in lieu thereof the word "Chouteau." Amend section four by striking out in line 2 the figures 1932 and in line 3 the figures 1932, and inserting in lieu thereof the figures 1933 on both lines two and three thereof. That H. B. No. 74, as amended, Do Pass.

H. B. No. 104, be amended as follows: Amend section 2 by adding at the end thereof the following: "Provided, however, that nothing in this Act shall be construed to alter or repeal the provisions of Chapter 102, Laws of the 20th Legislative Assembly of the State of Montana, 1927." That H. B. No. 104, as amended Do Pass.

H. B. No. 118, Do Pass.

Reverted to H. B. No. 55, that H. B. No. 55 be amended as follows: Amend section one by inserting in line 1 of the printed bill after section one the following: That Section 1010 of the Revised Codes of Montana 1921 as amended by Chapter 70 of Session Laws of the 18th Legislative Assembly of 1923 and as further amended by Chapter 76 of the Session Laws of the 19th Legislative Assembly of 1925, and as further amended by Chapter 77 of the 20th Legislative Assembly of 1927. Be and the same is hereby amended to read as follows: That H. B. No. 55, as amended, Do Pass.

DARLINTON, Chairman.

On motion of Darlinton, report adopted.

On motion of Flachsenhar, duly seconded and carried, House Recessed until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Committee on Enrolling reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. J. M. No. 2.

MERRITT, Chairman.

Report adopted.

Mr. Speaker gave notice that he was about to sign H. J. M. No. 2, and thereupon signed same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on State Lands having had under consideration, House Bill No. 99, being A Bill for an Act entitled: "An Act to amend Section 93, Chapter 60 of the Laws of the Twentieth Legislative Assembly relating to Irrigation Districts and the Inclusion of State Lands Therein." Respectfully report as follows: That House Bill, No. 99 Do Pass.

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 152 introduced by Committee on Affairs of Cities: A Bill for an Act entitled: "An Act to establish standard threads on fire hose couplings and hydrant fittings and to provide for standardization of existing equipment for fire protection purposes." Respectfully report as follows: That House Bill No. 152 Do Pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 139: A Bill for an Act entitled: "An Act to regulate the Hours of employment of policemen and applicants for appointment to the police force who are serving for the probationary term of six months in all cities of the first class and such cities of other classes which have elected to comply with the provisions of Sections 5095 to 5108 inclusive, of the Revised Codes of Montana, 1921, as amended by Chapter 119 of the Eighteenth Legislative Assembly." Respectfully report as follows: That House Bill No. 139 Do Pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 69, introduced by Buck. A Bill for an Act entitled: "An Act to repeal Section 11179 of the Revised Codes of Montana of 1921." Respectfully report as follows: That House Bill No. 69 Do Not Pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We your committee on Petroleum, Oil and Gas having had under consideration, House Bill No. 183: A Bill for an Act entitled: "An Act to amend Section one of Chapter 56, Laws of the Nineteenth Legislative Assembly, State of Montana, 1925, relating to the conservation of Oil and Natural Gas, and providing for the administration of the Act by the Board of Railroad Commissioners of the State of Montana; defining 'Waste' and providing for the enforcement of the Act and all Rules and Regulations of said Board prescribed pursuant to said Act and all Lawful Orders of said Board." Respectfully report as follows: That House Bill No. 183 Do Pass.

MOULTON, Chairman.

On motion of Logan report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 188, By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act to amend Chapter 63 of the Laws of 1925 of the 19th Legislative Assembly by the enacting of a new section to be known as Section 5a, providing penalties for the violation of Section 1 of said Chapter 63 and repealing all Acts and parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

H. B. No. 189, By Hagestad: A Bill for an Act entitled: "An Act to amend Section 1047 of the Revised Codes of Montana of 1921 as amended by Chapter 68 of the Laws of 1923 relating to the annual meeting of trustees, of special meetings, traveling expenses of trustees and failure to attend meetings." Committee on Education.

H. B. No. 190, By Sullivan: A Bill for an Act entitled: "An Act to amend Section 2753 of the Revised Codes of Montana 1921, relating to removal of dangerous structures and combustible material, and to proceedings for the abatement of such dangerous structures or combustible materials." Committee on Judiciary.

H. B. No. 191, By Jergensen: A Bill for an Act entitled: "An Act to amend Section 285 of the Revised Codes of the State of Montana." Committee on State Boards and Officers.

H. B. No. 192, by Wilson and Darlington: A Bill for an Act entitled: "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of Vital Statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, and for fees for

certified copies of records filed in the Bureau of Vital Statistics; providing for the necessary forms and blanks, making violation of this Act a misdemeanor and providing a penalty therefor, and repealing Sections 5713, 5716, 5718, and 5720 of the Revised Codes of 1921 of the State of Montana." Committee on Judiciary.

House Joint Resolution No. 3, By Committee on Education: "A Resolution giving the assent of the State of Montana to the Act of Congress of the United States of May 22, 1928, providing for further development of agricultural extension work between the agricultural colleges in the several states and the United States Department of Agriculture." (Read first time by title and second time at length) Referred to Committee on Ways and Means.

HOUSE JOINT RESOLUTION NO. 3.

Introduced by Committee on Education.

"A Resolution giving the assent of the State of Montana to the Act of the Congress of the United States of May 22, 1928, providing for further development of agricultural extension work between the agricultural colleges in the several States and the United States Department of Agriculture.

WHEREAS, the Congress of the United States has passed an Act approved by the President, May 22, 1928, entitled, "An Act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act entitled 'An Act donating public lands of the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts' approved July 2, 1862, and all Acts supplementary thereto, and the United States Department of Agriculture," and,

WHEREAS, it is provided in section 1 of the Act aforesaid, that the grants of money authorized by this Act shall be paid annually to each State which shall by action of its legislature assent to the provisions of this Act;"

THEREFORE BE IT RESOLVED by the House of Representatives of the twenty-first legislative assembly, the Senate concurring, that the assent of the legislature of the State of Montana be, and is hereby, given to the provisions and requirements of said Act, and that the State Board of Education be, and is hereby, authorized and empowered to receive the grants of money appropriated under said Act, and to organize and conduct agricultural extension work which shall be carried on in connection with the College of Agriculture of the University of Montana in accordance with the terms and conditions expressed in the Act of Congress aforesaid

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were this day received from the Senate:

Helena, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day in roll call, confirmed the appointment of A. J. Lochrie to be State Examiner and ex-officio Superintendent of Banks for the term of four years, beginning June 1, 1929.

Respectfully,

J. F. CONE,
Secretary of the Senate.

On motion of Flachsenhar, duly seconded and carried, Senate Communication considered read at length and Journal so show.

Helena, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration business on General File, respectfully report and recommend as follows, report adopted.

That consideration of S. B. No. 26 be passed for the day.

That S. B. No. 11 be amended in Section 1, by inserting in line 1 before the word "twentieth" the words "Session Laws of the"; also in Section 2 by inserting in Line 1 before the word "Twentieth" the words "Session Laws of the", and as so amended, recommend the same Do Pass.

That consideration of H. B. No. 5 be passed for the day.

That H. B. No. 60 be Concurred In.

That consideration of H. B. No. 14 be passed for the day.

That consideration of H. B. No. 39 be passed for the day.

That H. J. R. No. 2 be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 38, introduced by Printing Committee, was this day introduced in the Senate, read three several times, concurred in, title and history agreed to, and is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, and are herewith returned to the House:

H. B. No. 42.

H. B. No. 106.

Respectfully,

J. F. CONE,
Secretary of the Senate

Helena, Montana, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Holton: A Bill for an Act entitled: "An Act amending Section 4750 of the Revised Codes of Montana, 1921, relating to duties of County Treasurer."

Committee on Education, Eaton, Chairman: A Bill for an Act entitled: "An Act permitting the placing of the management and control of the County High School under the management of the District School Board of the District in which the said County High School is located."

By Pauline: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section Fifteen of Article Twelve of the Constitution of the State of Montana, as amended; creating County Board of Equalization and a State Board of Equalization and defining and prescribing their powers and duties."

By Joffray: A Bill for an Act entitled: "An Act to amend Section 139 of Chapter 89 of the Montana Session Laws of 1927, relating to Banks in voluntary liquidation and the powers of the Superintendent of Banks in connection with such liquidation."

By Walker, John L. Campbell, McQuitty Cowan and Staggs: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling county estimates, tax levies and expenditures, providing penalties thereof, and repealing Sections 224 to 230 inclusive, Revised Codes of Montana, 1921, and all other acts and parts of acts in conflict therewith."

By Survant: A Bill for an Act entitled: "An Act to amend Section 6340 of the Revised Codes of the State of Montana, 1921, relating to medical examination, number of certificates, and mortality tables of fraternal benefit societies."

By Goodman: A Bill for an Act entitled: "An Act to amend Section 3681 of the Revised Codes of Montana of 1921, as amended by Chapter 59 of the Laws of the Twentieth Legislative Assembly, relating to Game and Fish and placing Bear in the list of predatory animals."

By Goodman: A Bill for an Act entitled: "An Act to amend Section 3685 of the Revised Codes of Montana of 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly, relating to Fees and Powers under Fish and Game Licenses."

By Parkin and Thien: A Bill for an Act entitled: "An Act to amend Section 4085, Revised Codes of Montana, 1921, defining the term "Real Estate Broker."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to Committees:

S. B. No. 62, by Duncan: A Bill for an Act entitled: "An Act to amend Section 10,213 of the Revised Codes of Montana of 1921 as amended by Chapter 67 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, and to amend Section 10,214 of the Revised Codes of Montana of 1921, relating to the sale of Real Estate in probate proceedings, the manner of service and giving of notice of such sale and the proof thereof, and presentation and allowance of claims against estates." Committee on Judiciary.

S. B. No. 63, By Eaton: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, and to authorize the State Board of Education to hold meetings of the Board at places other than the State Capitol." Committee on Education.

S. B. No. 64, By Duncan: A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana, to sell and convey 4.50 acres of land, more or less, owned by the State and forming a part of the lands at the State Orphans Home at Twin Bridges, Montana." Committee on Judiciary.

S. B. No. 65, by Plank: A Bill for an Act entitled "An Act to amend Section 65 of Chapter 60 of the Session Laws of 1927, relating to mineral reservations in State Lands." Committee on Mines and Mining.

S. B. No. 66, by Walker: A Bill for an Act entitled: "An Act to amend Section 6708 of the Revised Codes of Montana, 1921, by providing that leases or grants of any town or city lot for a period not longer than fifty years shall be valid." Committee on Counties and Towns.

S. B. No. 67, by Donovan: A Bill for an Act entitled: "An Act to establish a County Law Library at the County Seat of every county of this State; providing funds therefor; creating a Board of Trustees thereof, and defining their powers and duties." Committee on Libraries.

Respectfully,

J. F. CONE, Secretary of the Senate.

Helena, Montana, February 12, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted.

Committee on Taxation: H. B. No. 42, by Jones, Merritt, Nagle, Dellwo and Jameson: Recommend that the same be Not Concurred In.

Committee on Irrigation and Water Rights: S. B. No. 50, by Committee on Irrigation and Water Rights: Recommend that same Do Pass.

Committee on Irrigation and Water Rights: H. B. No. 106, by Committee on Irrigation and Water Rights: Recommend that the same be not concurred in.

Committee on Counties and Towns: S. B. No. 52, by Porter: Recommend that same Do Pass.

Committee on Counties and Towns: S. B. No. 60, by Church: Recommend that the same Do Pass.

Committee on Roads and Highways: S. B. No. 35, by McCormick: Recommend that the same Do Pass.

Committee on Roads and Highways: S. B. No. 36, By McCormick: Recommend that the same do pass.

Committee on Roads and Highways: House Bill No. 2, by Arnold of Stillwater: Recommend that the same Be Concurred In.

Committee on Roads and Highways: S. B. No. 38, by McCormick: Recommend same be amended as follows: Strike out, in Line 22 and 23 on Page 1 of original bill, after the word "weighing" the words "twenty-five hundred" and insert in lieu thereof the words "Two Thousand." Strike out lines 24, 25 and 26 on Page 1 of the original bill, and insert in lieu thereof the following words: "Motor vehicles, other than motor trucks, weighing over two thousand pounds, fifty cents per hundred pounds or major fraction thereof of the total weight, same to be based on manufacturer certified weights." Insert after Line 1 on Page 2 of original bill, new paragraph as follows: "All motorcycles four dollars." Insert after Line 2 on Page 2, of the original bill, the following: "Trucks not over one and one-half ton capacity, sixteen dollars." Insert on Page 2, Line 3, of original bill after the word "one" the following: "and one-half." Insert after word "trailers" in Line 11, Page 2, of the original bill, the following: "over one ton capacity." Strike out in line 2 of Section 3 of the original bill, the word and figures, "December 31, 1929" and insert in lieu thereof, the words and figures: May 1, 1929." And as so amended, recommend the same Do Pass.

Committee on Counties and Towns: H. B. No. 105, by Bretzke: Recommend that the same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Flachsenhar moved House adjourn until tomorrow morning February thirteenth at 10:00 a. m. Seconded and carried.

R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-EIGHTH DAY

House of Representatives
Helena, Montana, February 13, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold of Rosebud excused to attend Supreme Court; Burrell, Cooney and Mason excused on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-seventh legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

February 12, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 74.

GREEN, Chairman.

Report adopted.

The Printing Committee reported as follows:

February 13, 1929.

Mr. Speaker: We, your Committee on Printing to whom was referred House Bills Nos. 83-138-111-70-158-91-130-81 Sub H. B. Nos. 9 and Sub for 67 and 78 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration, House Bill No. 188: A Bill for an Act entitled: "An Act to amend Chapter 63 of the laws of 1925 of the 19th Legislative Assembly by the enacting of a new Section to be known as Section 5a, providing penalties for the violation of Section 1 of said Chapter 63 and repealing all acts and parts of acts in conflict herewith. Respectfully report as follows: That said Bill No. 188 Do Pass.

LEAVENS, Chairman.

On motion of Leavens report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only and referred to committees:

H. B. No. 193, By Johnson: A Bill for an Act entitled: "An Act to amend Section 256 of the Revised Codes of Montana 1921 defining the duties of the State Board of Examiners by adding thereto the requirements that such Board shall cause to be filed with the Secretary of the State details of all state building and Utilities." Committee on State Boards and Officers.

H. B. No. 194, By Dougherty and Wickware: A Bill for an Act entitled: "An Act to amend Section 1281 of the Revised Codes of Montana 1921 as amended by Chapter 132 of the Session Laws of the 20th Legislative Assembly relating to the levy for High School Purposes in counties not maintaining a County High School." Committee on Education.

H. B. No. 195, By Jameson: A Bill for an Act entitled: "An Act to amend Section 2195, Revised Codes of Montana 1921, relating to the duties of the County Clerk in relation to taxes." Committee on Townships and Counties.

CONSIDERATION OF MESSAGES FROM GOVERNOR

The following communication was received from the Governor:

State of Montana
Office of the Governor
Helena

February 13, 1929.

Mr. Speaker:
House of Representatives,
Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 44—Regulating the production, use, sale, dispensing and possession of marihuana or any derivative thereof.

H. J. R. No. 1—Memorializing Congress to pass and the President to approve at this session House Resolution 14665, by Colton, as amended.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 74, introduced by Sample, Besancon, Dougherty, Arnold of Stillwater and Miller of Fergus, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Benjamin, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Mr. Speaker. Total 80.

Noes: Chatham, Clausen, Goodwin, Hanley, Metlen, Moulton, Salyerds, Woodcock. Total 8.

Absent and not voting: Arnold (Rosebud), Barry Besancon, Bretzke, Burrell, Cooney, Jameson, Knight, Lucas, Mason, Moss, Parker, Thorburn, Willis. Total 14.

The Engrossing Committee reported as follows:

February 13, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 104.

GREEN, Chairman.

Report adopted.

The Speaker gave notice he was about to sign Senate Bill No. 16 and thereupon signed same.

House Bill No. 104, introduced by Miller of Fergus and Moulton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Brown (Gallatin), Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly,

Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Dougherty, Erickson, Green, Hagestad, Jergensen, Lucas, Marshall, Reed, Sample, Sheffer, Warren. Total 11.

Absent and not voting: Arnold, Besancon, Bretzke, Brown (Cascade), Buck, Burrell, Cooney, Doran, George, Leavens, Mason, Parker, Shepard. Total 13.

The Printing Committee reported as follows:

Helena, Montana, February 12, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 168 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole for Consideration of General Orders and that all bills shall be read by title, history and section number only except appropriation bills which shall be read at length.

Mr. Dellwo in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration Sub. H. B. No. 77-34-61-63-103, and H. Bills Nos. 107-126, respectfully report as follows:

Recommend that Sub H. B. No. 77, be amended as follows: Amend Section one, sub-section 11180, by striking out in line 10 of the printed bill the word "fifty" and inserting in lieu thereof the word "forty." This amendment is in lieu of the amendment carried in the Committee of the Whole on February 11, 1929. That Sub. H. B. No. 77, as amended, do pass.

Sub. H. B. No. 34, be amended as follows: Amend the Proviso in Sec. 3, as follows: Amendment to Section 3, of the Substitute for H. B. No. 34; In line 11 and 12 of Section 3, strike out the words "no moneys so loaned shall be used to pay any bond or warrant or interests thereon of Special Improvement Districts heretofore created" and insert in lieu thereof these words "the above provision of Section 1, 2 and 3 of this Act shall not apply to any district or districts heretofore created," and in line 15, of Section 3, strike out the words "such payment to be made" and insert in lieu thereof these words "the city or town council to proceed thereunder," and in line 20 of Section 3, strike out the words "make such payment" and insert in lieu thereof these words "proceed under Section 1, 2 and 3 of this Act," That Sub. H. B. No. 34, as amended, Do Pass.

That Sub. H. B. 61, Do Pass.

That H. B. 63, Do Pass.

Sub. H. B. No. 103, Do Pass.

H. B. 107, Do Pass.

H. B. No. 126, be amended as follows: Amend section 4 by inserting the words "or her" after the word "his" in line five. Amend section 6 by striking out in lines 5, 6 and 7, the words: "and shall prescribe reasonable fees to be charged for registration and examinations and also for the annual renewal of the licenses granted." That the Clerk be instructed to insert in Section 9, line 3, of the printed bill after the word "his," the words "or her." Amend Section 15 by striking out in lines 1 and 2 the words: "The

fees for registration, examination and certificates as established by the State Board under this Act" and inserting in lieu thereof the words "Each applicant for examination and applicant for admission without examination by virtue of a license issued in another jurisdiction, shall pay at the time of such application a fee of \$10.00. Each person engaged in any of the practices defined herein shall pay a fee of \$5.00 for the issuance of the license certificate and each renewal thereof.

Each person conducting a school referred to herein shall pay an annual fee of \$25.00. Such Fees "and further amend section 15 by striking out all in line 3 after the word "Board" and substituting therefor the following: "And no moneys shall be paid out of the funds of the Board except upon warrant authorized by majority vote of the Board and signed by the President and Secretary of the Board." Do Pass as amended.

DELLWO, Chairman.

Dellwo moved report be adopted. Seconded.

Moved by Ryder, duly seconded, that substitute motion to have Sub. H. B. No. 34 segregated from the report and roll call made thereon. Question arising on substitute motion by roll call was lost by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Barry, Budas, Curran, Ekegren, Fairgrieve, Hagestad, Jergensen, Logan, Moulton, Reed, Ryder, Sample, Thorburn, Tinsley, Ueland, Warren, Willis. Total 20.

Noes: Arnold (Rosebud), Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hanley, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Salyerds, Shepard, Simpson, Steeves, Wickware, Willard, Wilson, Woodcock, Sullivan. Total 69.

Absent and not voting: Ballard, Burrell, Cooney, Dougherty, Green, Henderson, Hodgskiss, Mason, Merritt, Moss, Sheffer, Waite. Total 12.

Motion of Dellwo that report of Committee of the Whole be adopted carried.

The Speaker gave notice that he was about to sign Senate Bill No. 13, introduced by Thien and Ruffcorn and thereupon signed same.

The Speaker announced that he was about to sign Senate Bill No. 18 and thereupon signed same.

Flachsenhar moved that the House recess until 2:30 this afternoon. Seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 131, introduced by Nagle: A Bill for an Act entitled: "An Act pertaining to the execution of instruments by corporations providing that such instrument shall be prima facie evidence of their due execution, and providing within what time action shall be commenced and set such instrument aside." Respectfully report as follows: That House Bill No. 131 be amended as follows: In Section 1, Line 13, by striking out

the word "of" after the word "prima facie evidence" and substituting therefor the word "that", and that as amended, House Bill No. 131 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your Committee on Federal Relations having had under consideration, Senate Joint Memorial No. 6: A resolution memorializing the Senate of the United States for early passage of the Special resolution by Senator Capper directing the Senate interstate commerce committee to take immediate action relative to the special export rates on grain. Respectfully report as follows: That said memorial be concurred in.

BUCK, Chairman.

On motion of Buck report adopted.

Mr. Speaker: We, your committee on Township and Counties having had under consideration, House Bill No. 176 introduced by Bretzke: A Bill for an Act entitled: "An Act empowering boards of County Commissioners to dispose of used and worn out road, office and other machinery and equipment, by private sale or otherwise, and without the publication of notice thereof." Respectfully report as follows: That House Bill No. 176 do not pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Township and Counties having had under consideration, House Bill 154 introduced by Roll: A Bill for an Act entitled: "An Act amending Section 5308 of the Revised Codes of Montana of 1921, relating to the vacation of plats in abandoned towns or townsites, empowering the County Commissioners to vacate lots, streets, alleys and parks in such towns, and providing for the vacating or excluding of portions of said towns or townsites by the District Court of the County where said towns or townsites are located, and providing a procedure therefor, and for assessing such excluded portions of said towns or townsites." Respectfully report as follows: That House Bill, No. 154 be amended as follows: by striking out the words "or are" in line sixteen of the original bill, and the words "or are" in line 17, and as so amended, recommend that the bill do pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Township and Counties having had under consideration, House Bill 119 introduced by Miller and Moulton: A Bill for an Act entitled: "An Act relating to the powers of Boards of County Commissioners in selling and disposing of property belonging to the county, and repealing Sub-Division 10 of Section 1, of Chapter 54 of the Laws of the Twentieth Legislative Assembly." Respectfully report as follows: That House Bill No. 119 be amended as follows: By striking out in line 8 of the original bill the word "thirty" and inserting in lieu thereof the word "fifteen." In line 10 the word "four" and inserting in lieu thereof the word "two." In line 13, the figure "40" and inserting in lieu thereof the figures "12½", and in line 36 the figure "8" and inserting in lieu thereof the figure "5" and as amended the bill do pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 94. A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19 of the Laws of 1927; (Being Sections 2396.2 and 2396.3 Respectively, of the Supplement to the Revised Codes of Montana 1923-1927) Requiring all persons, co-partnerships, firms, associations, joint

stock companies, syndicates and corporations engaged in, or carrying on, the business in this state of selling, handling or using gasoline, to pay to the State Treasurer certain license taxes for engaging in, and carrying on such business in this State: Fixing the amount of such license and providing a method for the assessments and collection thereof. Respectively report as follows: That House Bill No. 94 be amended as follows: After the word "persons" in line 28, insert the line "In making this computation of license tax due, two per cent shall be deducted from the total amount of gasoline sold, or distributed and sold by the distributor as an allowance for evaporation and other loss." And as amended we recommend that same do pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 150: A Bill for an Act entitled: "An Act to amend Section 13 of Chapter 19, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to the disposition of moneys received in payment of gasoline license taxes imposed under the provisions of said Act." Respectfully report as follows: That House Bill No. 150 Do Pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 149: A Bill for an Act entitled: "An Act to amend Section one of Chapter 17, Laws of the Twentieth Legislative Assembly State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; and prescribing the procedure for obtaining refund or drawback." Respectfully report as follows: That House Bill No. 149 be amended as follows: In line 26 Section one after the word "original" insert the word "paid" and in line 32 after the word "Board" strike out the period and insert the words "provided that such refund or drawback shall not exceed the tax imposed by law." As amended we recommend that same do pass.

MOSS, Chairman.

On motion of Moss report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 13, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 79-129-170 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

February 13, 1929.

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. 34-55-Sub. 63. Sub. 77-118.

GREEN, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced read first and second times by title only and referred to committees:

H. B. No. 196, By Flachsenhar: A Bill for an Act entitled: "An Act to authorize and empower counties, cities and towns to acquire, establish, improve, equip, maintain and operate airports or land fields, and validate action heretofore taken by counties, cities and towns in this State for such purposes." Committee on Aviation.

H. B. No. 197, By Bretzke: A Bill for an Act entitled: "An Act providing for the registration and licensing of motor vehicles of non-resident owners, and providing for registration cards and identification thereof." Committee on Ways and Means.

H. B. No. 198, By Marshall: A Bill for an Act entitled: "An Act authorizing the Board of School Trustees of any school district to issue warrants in excess of the available funds of the district and in excess of the amount of taxes levied by said district for the current school year and not yet collected, and to authorize such Boards of School Trustees to issue bonds for the purpose of funding all indebtedness represented by bonds outstanding on July 1st, 1929." Committee on Education.

H. B. No. 199, By Lillis, Ballard, Merritt, Barry and Hodgskiss: A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923 as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925." Committee on Ways and Means.

H. B. No. 200, By Darlington: A Bill for an Act entitled: "An Act to regulate the moving of houses, buildings, derricks and other structures, when it is necessary in connection therewith to cut, move, raise or in any manner interfere with any electric light or electric power wire or poles." Committee on Public Utilities and State Commissions.

H. B. No. 201, By Curran: A Bill for an Act entitled: "An Act to amend Section 964 Revised Codes of Montana 1921, relating to the apportionment of school moneys and school district warrants." Committee on Education.

H. B. No. 202, By Committee on Highways: A Bill for an Act entitled: "An Act to amend Section 1719 of the Revised Codes of Montana, 1921, relating to the regulation of advertising signs on or near public highways." Committee on Highways.

H. B. No. 203, By Burrell, Erickson, Bretzke, Johnson and Nelstead: A Bill for an Act entitled: "An Act relating to the cure and defects in sales of real property by Boards of County Commissioners." Committee on Judiciary.

H. B. No. 204, By Besancon: A Bill for an Act entitled: "An Act to amend Section 9745 of the Montana Revised Codes 1921, relating to the record on appeal from orders other than new trial." Committee on Judiciary.

MOTIONS AND RESOLUTIONS

On motion by Dunn H. B. No. 86, was recalled from the Committee on Ways and Means and referred to Committee on Revenue and Taxation.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor.

State of Montana
Office of The Governor
Helena

February 13, 1929.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved House Joint Memorial No. 2, "Memorial to Congress of the United States request-

ing the enactment of such legislation as may be necessary to protect the livestock industry."

J. E. ERICKSON, Governor.

The following communication was received from the Senate:

Helena, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on Motion duly seconded and passed, the Senate requests the return of House Bill No. 106 which was reported for non-concurrence, for further consideration.

Respectfully,

J. F. CONE,

Secretary of the Senate.

On motion of Flachsenhar, duly seconded and carried, Clerk was instructed to return H. B. No. 106 to the Senate for further consideration.

THIRD READING OF HOUSE BILLS

Substitute House Bill No. 34 introduced by Committee on Revenue and Taxation having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Flachsenhar, Fulsher, George, Goodwin, Gordon, Jameson, Johnson, Jones, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Marshall, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Roll, Rolph, Salyerds, Simpson, Steeves, Sullivan, Ueland, Waite, Willard, Willis, Wilson, Woodcock, Mr. Speaker, Kinville. Total 61.

Noes: Anderson, Angvick, Benjamin, Budas, Chapman, Curran, Erickson, Fairgrieve, Freed, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Kruse, Logan, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Purnell, Reed, Renwick, Ryder, Sample, Sheffer, Thorburn, Tinsley, Warren. Total 33.

Absent and not voting: English (Silver Bow), Knight, Manning, Moss, Rigg, Ross, Shepard, Wickware. Total 8.

H. B. No. 55, introduced by Miller of Fergus, Hanley, Salyerds and Moulton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Chatham, English (Silver Bow), Manning, Nagle, Rigg, Ross, Shepard, Thorburn, Wickware: Total 9.

The following report was received from the Engrossing Committee:

February 13, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. 103.

GREEN, Chairman.

Report adopted.

Substitute H. B. No. 103, introduced by Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Chapman, Jameson, Minette, Moulton, Nelstead, Sample. Total 6.

Substitute H. B. No. 63, introduced by Ekegren, and Ross, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Jameson, Manning, Moss, Nagle: Total 4.

Substitute H. B. No. 77, introduced by Committee on Fairs and Expositions, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Brown (Cascade), Buck, Burrell, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, English (Deer Lodge), English (Silver Bow), Flachsenhar, Fulsher, George, Goodwin, Green, Hanley, Hodgskiss, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Roll, Rolph, Salyerds, Shepard, Simpson, Sullivan, Thorburn, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: Anderson, Bretzke, Brown (Gallatin), Budas, Chapman, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Hagestad, Henderson, Jergenson, Johnson, Leavitt, MacRae, Manning, Nelstead,

Purnell, Rigg, Ross, Sample, Sheffer, Steeves, Tinsley, Ueland, Willard. Total 30.

Absent and not voting: Jameson, Moss, Ryder, Waite. Total 4.

H. B. No. 118, introduced by Knight, having been read at length three several times title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud) Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: Benjamin. Total 1.

Absent and not voting: Angvick, Chapman, Cooney, Fulsher, Jameson, Lucas, Minette, Moulton. Total 8.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole for consideration of General Orders and that all bills be read by title, history and section number only, except appropriations bills, to be read at length, unless otherwise requested.

Mr. Dellwo in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House Bills Nos. 137 and 151, Senate J. Memorial 6, respectfully report as follows: Recommend that H. B. No. 137, be amended as follows: Amend section one by striking out in line 8 the words "education of" and in line ten the word "year" and inserting in lieu thereof the words "years"; Amend section one by adding after the period in line 11 the following "the above qualifications shall not prohibit the re-election of present incumbents." That H. B. No. 137, as amended, Do Pass.

H. B. No. 151, Do Pass.

Senate Joint Memorial No. 6, Be Concurred In.

DELLWO, Chairman.

On motion of Dellwo report adopted.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on consideration and Natural Resources having had under consideration, House Bill 120: A Bill for an Act entitled: "An Act to amend Sections 2 and 4 of Chapter 95 of the Laws of Montana 1927, relating to the protection of the forests and forest lands within the State of Montana, by providing an exemption to bona fide settlers engaged in clearing lands for agricultural purposes. Respectfully report as follows: That House Bill No. 120 do not pass.

ROLL, Chairman.

On motion of Roll report adopted.

On motion of Flachsenhar, duly seconded and carried, House adjourned until tomorrow morning, Thursday, February Fourteenth at 10:00 a. m,

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-NINTH DAY

House of Representatives
Helena, Montana, February 14, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call of members present.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty-eighth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received from Rev. W. D. Lear.

Corvallis, Montana,
February 13th, 1929.

R. C. Bricker, Speaker and House of Representatives:

I was somewhat surprised to hear of the action taken on the part of the House in sending greeting and congratulations on my fiftieth golden anniversary. I want to express my sincere thanks and appreciation for your congratulations. I hardly have words to express my appreciation of congratulations coming from such a noble body. I will never forget the kindness shown me while in the House as their Chaplain. I hope you will have a good and profitable session and that nothing will be done that will reflect upon any member of the House.

With best wishes for one and all, I am,

Respectfully your friend,

W. D. LEAR.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

The Engrossing Committee reported as follows:

February 14, 1929.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills, correctly engrossed: Sub. 61-107-137.

GREEN, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 14, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills, Nos. 48-136-139-164-183 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Public Safety having had under consideration House Bills Nos. 37 and 57: H. B. 37, by Dougherty and MacRae: A Bill for an Act entitled: "An Act prohibiting driving on the highways of this State while under the influence of intoxicating liquor or narcotic drugs and providing penalties for the violation of this Act."

H. B. No. 57, By Barry and Ballard: A Bill for an Act entitled: "An Act defining certain offenses by drivers of automobiles and prescribing penalties therefor." Respectively report as follows: That House Bills Nos. 37 and 57 Do Not Pass, but that Substitute for House Bills No. 37 and 57 introduced by Committee on Public Safety: A Bill for an Act entitled: "An Act making it unlawful to drive a motor vehicle on the highways of this state while intoxicated or under the influence of intoxicating liquor or any drug or narcotic; Defining certain offenses relative to driving or propelling motor vehicles; prescribing penalties for forfeiture of license and for giving notice to the registrar of motor vehicles." Do Pass.

MILLER (Fergus) Vice-Chairman.

On motion of Miller report adopted.

Mr. Speaker: We, your committee on Public Morals Charities and Reforms having had under consideration, House Bill No. 165: A Bill for an Act entitled: "An Act to amend Section 11039 of the Revised Codes of Montana of 1921, relating to keeping open certain places on Sunday a misdemeanor." Respectfully report as follows: That House Bill, No. 165 recommend that same do pass.

WILLARD, Chairman.

On motion of Willard report adopted.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration, Senate Joint Memorial No. 5: "A Resolution memorializing congress for the passage of necessary Legislation providing for an increase of the tariff on plumbago, graphite and graphite ores." Respectfully report as follows: That Senate Joint Memorial No. 5 be concurred in.

JERGENSEN, Chairman.

On motion of Jergensen report adopted.

Mr. Speaker: We, your committee on Labor having had under consideration House Bill No. 117; A Bill for an Act entitled: "An Act to repeal Sections 3040, 3041, 3042, 3043 of the Revised Codes of Montana, 1921, relating to reports of alien employment to be made to the Industrial Accident Board; providing blanks therefo; duties of employees and penalty for failure to comply therewith. Respectfully report as follows: That House Bill, No. 117 Do Pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on Labor having had under consideration, House Bill No. 135: A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana 1921, relating to the Hours of labor of female employees and penalties for violation of the various provisions of said Acts." Respectfully report as follows: That House Bill, No. 135 be amended to read as follows: In Section One of Line 11, after the word "than" strike out the word "twelve" and insert in lieu thereof, the word "Fourteen" and as amended that same do pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 179, introduced by the Committee on Revenue and taxation, A Bill for an Act entitled: "An Act to amend Section Twenty of Chapter Fifty-seven of the Laws of the Twentieth Legislative Assembly, relating to the assessment and taxation of building and loan associations and the amount standing to the credit of each member thereof, and providing for the furnishing of certain information to county officials

by building and loan association officials." Respectfully report as follows: That House Bill, No. 179 be amended by inserting the word "or" in lieu of the word "of" in line 7 of page 2 of said bill and that as so amended said House Bill No. 179 Do Pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 180, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act for the assessment and taxation of the property of insurance companies required by law to have and maintain a legal reserve for the protection of policy holders." Respectfully report as follows: That House Bill No. 180 be amended by inserting the words "30%" in lieu of the words "25%" in Section 1, line 18 of page 1, and that as so amended House Bill No. 180 Do Pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 181, introduced by the Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act defining money and credits, and moneyed capital, for the purpose of taxation and providing the classification and basis upon which taxes shall be imposed thereon and also upon the shares of National Banks and State Banking Corporations; and providing the method of assessing credits, moneyed capital and such shares." Respectfully report as follows: That House Bill, No. 181 be amended in Section 6 by inserting the words "30%" in lieu of the words "25%" in line 21 of page 2 thereof, and that as so amended said House Bill No. 181 Do Pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 186, introduced by the Committee on Revenue and Taxation at the request of the State Board of Equalization, A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 65 of the Eighteenth Legislative Assembly of 1923, as amended by Chapter 150 of the Nineteenth Legislative Assembly of 1925, and by Chapter 105 of the Twentieth Legislative Assembly of 1927, relative to tax on direct and collateral inheritances, requests and devises; and relating to the apportionment of debts and exemptions as applied to estates located partly within and partly without Montana; and providing that the provisions of this Act shall apply to all estates of all decedents who have died since the first day of June, 1924, and which estates remain undistributed on the date when this Act takes effect. To the same extent and in the same manner as though this act had been in full force and effect at the dates of death of such decedents." Respectfully report as follows: That House Bill No. 186 do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced read first and second times, except H. B. No. 208, introduced by Ross, Hanley, and Willard, read first time by title and second time at length and referred to committees:

H. B. No. 205, By Marshall and Dougherty: A Bill for an Act entitled: "An Act to prevent fraud in the manufacture and sale of commercial fertilizers; requiring statement of quality, filing of statement, payment and use of license fees; providing certificate from Commissioner of Agriculture and cancellation of same; providing for taking of samples for analysis by the Montana Experiment Station; providing for penalties and enforcement by the State Commissioner of Agriculture." Committee on Agriculture.

H. B. No. 206, By Marshall and Dougherty: A Bill for an Act entitled: "An Act providing for the regulation and licensing of public dances and dance halls without the limits of incorporated cities and towns, and providing penalties for the violation thereof." Committee on Public Morals, Charities and Reforms.

H. B. No. 207, By Budas and Anderson: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 5 of Article XVI of the Constitution of Montana, relating to county officers; providing for the election of certain officers; extending the term of office of certain offices and providing for the filling of vacancies." Committee on Constitutional Amendments.

H. B. No. 208, By Ross, Hanley, and Willard: A Bill for an Act entitled: "An Act to provide for the appointment of a crime commission; defining its powers and duties and making an appropriation therefor." Committee on Appropriations. (Read first time by title and second time at length).

H. B. No. 209, By George and Bonine: A Bill for an Act entitled: "An Act declaring unlawful and void certain agreements or contracts for the performance of personal services in connection with the preparation for burial or cremation, or the burial or cremation, of human bodies, when not made in contemplation of imminent death of the person whose body is to be buried or cremated; defining the term 'personal services' and providing penalties for soliciting or inducing the making of such contracts and for accepting any fee, money or other valuable thing for or on account of such contracts." Committee on Insurance.

H. B. No. 210, By Jones and Bonine: A Bill for an Act entitled: "An Act defining natural gas utilities, declaring that all such utilities are affected with a public interest and placing same under the supervision, jurisdiction, control and regulation of the Public Service Commission of Montana and subject to the provisions of Chapter 260, Part III, Political Code, Revised Codes of Montana of 1921, and all laws relating to public utilities." Committee on Ways and Means.

H. B. No. 211, By Wilson: A Bill for an Act entitled: "An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same; declaring a violation of the Act to be a misdemeanor and repealing Section 1410, Revised Codes of Montana of 1921." Committee on Development and Publicity.

H. B. No. 212, By Chatham: A Bill for an Act entitled: "An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; providing gambling games, and providing for the playing of certain games for amusement and pastime, and the use of places of business of trade stimulators upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof." Committee on Revenue and Taxation.

H. B. No. 213, By Roll: A Bill for an Act entitled: "An Act to amend Sections 4574, 4584 and 4592 of the Revised Codes of Montana, 1921, relating to rural improvement districts and providing for water systems within such rural improvement districts." Committee on Public Utilities and State Commissions.

H. B. No. 214, By Woodcock: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 124 of the Eighteenth Legislative Assembly and as further amended by Chapter 48 of the Twentieth Legislative Assembly relating to the custodian of State Capitol and fixing salary of same." Committee on Labor.

tive to allowance of traveling or other expenses of State, County, City and School District officers or employees." Committee on Education.

H. B. No. 215, By Roll: A Bill for an Act entitled: "An Act amending Chapter 71 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, and adding a new section; relating to cities having a population of 24,000 or more according to the last government census, and owning and operating municipal water systems, empowering such cities to furnish water to any factory, industry and producer of farm or other products or inhabitants within three miles of the corporate limits of such cities and providing that any person unlawfully using such water shall be guilty of a misdemeanor, repealing all Acts or parts of Acts in conflict herewith." Committee on Public Utilities and State Commissions.

H. B. No. 216, By Roll, by request: A Bill for an Act entitled: "An Act to establish under the supervision of the Industrial Accident Board of the State of Montana, a department to be known as the Electrical Department, prescribing the duties thereof and providing penalties for violation, and repealing all Acts or parts of Acts in conflict herewith." Committee on Public Safety.

H. B. No. 217, By Knight: A Bill for an Act entitled: "An Act to create a State Bureau of Criminal Identification and Investigation and defining its powers and duties." Committee on Judiciary.

H. B. No. 218, By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to empower irrigation districts under the jurisdiction of the Public Service Commission of Montana, to issue refunding bonds, and providing for the refunding, redemption and payment of bonds and warrants of such districts, for the sale or exchange of such refunding bonds, and for settling the terms and conditions of an exchange of bonds." Committee on Irrigation and Water Rights.

H. B. No. 219, By Logan: A Bill for an Act entitled: "An Act to permit the erection and operation of residence halls at State Educational Institutions." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 220, By Nelstead: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 29 of the Session Laws of the Twentieth Legislative Assembly relating to the taking up and disposal of abandoned horses." Committee on Livestock and Public Ranges.

H. B. No. 221, By Buck and Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 5232 of the Revised Codes of Montana of 1921, providing for bids for work and award of contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself do the work in certain instances." Committee on Affairs of Cities.

H. B. No. 222, By Roll, Woodcock, Jameson, Moss, Purnell, Pauly and Jensen: A Bill for an Act entitled: "An Act to establish a retirement system to provide for the retirement upon retirement allowance of public school teachers in the State of Montana; establishing a retirement board for the administration of such system; fixing the membership thereof and providing retirement allowances thereunder; establishing certain funds for the administration of said system and providing for the securing of the moneys, income, and revenue for the maintenance of such funds; and providing for the discontinuing of the retirement system established by Sections 1113 to 1132 of the Revised Codes of Montana of 1921, as amended by Chapter 88, Laws of the Twentieth Legislative Assembly of 1927." Committee on Education.

H. B. No. 223, By Fairgrieve: A Bill for an Act entitled: "An Act creating a labor lien for services of farmers, clerks, miners, workmen and providing that such lien shall attach to the products of such labor and for the foreclosure of such liens and providing for an attorney's fee on such foreclosure proceedings." Committee on Judiciary.

H. B. No. 224, By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 310 of the Revised Codes of Montana, 1921, providing for

H. B. No. 225, By Fairgrieve: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana for the repeal of Section 9 of Article XII, of the Constitution of the State of Montana, providing for the rate of taxation on real and personal property for State purposes and providing for the levy for State purposes and livestock for the purpose of paying bounty on wild animals." Committee on Constitutional Amendments.

H. B. No. 226, By Renwick: A Bill for an Act entitled: "An Act to amend Section 2037 of the Revised Codes of the State of Montana, 1921, relating to deputies for assessors." Committee on Townships and Counties.

MOTIONS AND RESOLUTIONS

The following resolution was received and read first time by title and second time at length:

"House Resolution No. 5, By Committee on Appropriations:

WHEREAS, an appropriation has been requested for the erection of a general utility building at the Montana Soldiers' Home and for repairs to existing buildings and

Whereas, your Committee on Appropriations is without the necessary information upon which to base an opinion as to whether such new building and repairs are needed,

NOW THEREFORE, BE IT RESOLVED, That a Committee be appointed by the Speaker to examine into and ascertain the needs of said institution on the premises, and that said Committee report its findings and recommendations to this House for the use of the Committee on Appropriations."

COMMITTEE ON APPROPRIATIONS.

On motion by Reed resolution adopted.

Flachsenhar moved that House Bill No. 164 be taken from the Chief Clerk and referred to Committee on Agriculture. There being no objections so ordered.

On motion by Flachsenhar, seconded and carried, H. B. No. 91 on General Orders was shown to precede H. B. No. 83. So ordered.

CONSIDERATION OF MESSAGES FROM SENATE

On motion of Flachsenhar consideration of communications received from Senate be considered read at length and Journal so show. Seconded and carried.

Helena, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill and H. J. R. were this day read three several times, title and history agreed to, concurred in, and are herewith returned to the House:

H. J. R. No. 2 by Marshall and Willard.

H. B. No. 60, by Committee on Livestock and Public Ranges.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, passed, title and history agreed to, and are herewith transmitted to the House for concurrence.

S. B. No. 4, By Goodman: A Bill for an Act entitled: "An Act amending Sections 8366 and 8367 of the Revised Codes of Montana 1921, relating to liens of threshermen upon grains or crops and claims for such lien when, where and how filed and the service of notice."

S. B. No. 33, By Donovan: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921 relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited."

S. B. No. 42, by Donovan: A Bill for an Act entitled: "An Act to amend Section 9799 of the Revised Codes of Montana of 1921 as amended by Chapter 60 of the Laws of the 19th Legislative Assembly relating to the allowance of Attorney fees on foreclosure of liens."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted.

Committee on Mines and Mining, S. B. No. 65, by Plank: Recommend that the same do pass.

Committee on Education, S. B. No. 30, By Goodman: Recommend that the same Do Pass.

Committee on Education, H. B. No. 4, by Willard, Shepard, Marshall and Besancon: Recommend same be amended in Line 27 by striking out the word "three" and inserting the word "two" in lieu thereof," and further amended in Line 28 by striking out the number "3" and inserting the number "2", and that as so amended, Be Concurred In.

Committee on Education, S. J. M. No. 3, by Pauline: Recommend same be amended in line 17 of Section 1, by striking out the word "and" and adding after the word "sturdy" the words "in the minimum essentials;" and that as so amended, same Do Pass.

Committee on Education, S. B. No. 63, by Eaton: Recommend same Do Pass.

Committee on Finance and Claims, H. B. No. 95, by Appropriation Committee: Recommend same be Concurred In.

Committee on Finance and Claims, H. B. No. 89, by Appropriation Committee: Recommend same be Concurred In.

Committee on Finance and Claims, H. B. No. 80, by Appropriation Committee: Recommend same be Concurred In.

Committee on Finance and Claims, H. B. No. 88, by Appropriation Committee: Recommend same be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration Business on General File, respectfully report and recommend as follows, report adopted:

That S. B. No. 26 Do Pass.

That S. B. No. 17 be amended in the title by striking out the words "one year" and inserting in lieu thereof the words "five years"; also in Section 1 by striking out in line 4 of the printed bill the words "one year" and inserting in lieu thereof the words "five years", and as so amended, recommend same Do Pass.

That S. B. No. 22 Do Pass.

That consideration of S. B. No. 44 be passed for the day.

That S. B. No. 46 be amended in Section 1, sub-division 28, by striking out all the printed matter in Lines 112 and 113 of the printed Bill, to and

including the word "power" and substituting a capital "T" in lieu of the small "t", in the word "to" and as amended, recommend same Do Pass.

That S. J. M. No. 7 do pass.

That consideration of H. B. No. 5 be passed for the day.

That H. B. No. 14 be concurred in.

That H. B. No. 39 be concurred in.

That H. B. No. 46 be concurred in.

That H. B. No. 68 be concurred in.

That consideration of H. B. No. 105 be passed for the day.

That H. B. No. 2 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that Standing Committees this day reported as follows, reports adopted.

Committee on Railroads and Transportation, S. B. No. 24, By Keeley: Recommend the same Do Not Pass. Report not adopted. On motion duly made and seconded, bill re-referred to Committee on Labor and Capital.

Committee on Roads and Highways: S. B. No. 39, by McCormick: Recommend that the same Do Pass.

Committee on Taxation: S. B. No. 53, by Porter: Recommend that the same Do Pass.

Committee on Roads and Highways: S. B. No. 37, by McCormick: Recommend that a new Section be inserted in the Bill to be designated as "Sub-section 7 of Section One" as follows: "Residents operating cars under foreign license. It is specially provided that a resident of the State of Montana shall not operate a motor vehicle on the highways of the State under foreign license," and that Sub-Section 7 of Section One of the original Bill be renumbered: "Sub-section 8 of Section One." Further recommend that the title be amended by inserting after the word "vehicle" in line 9, the following: "and residents operating a motor vehicle under foreign license." And as so amended, recommend that the same Do Pass.

Committee on Elections and Privileges: H. B. No. 84, by Parker: Recommend that bill be amended by striking out in Line 31, Page 2, of the printed bill, the words "nor more than two weeks," and as so amended, such bill be Concurred In.

Committee on Elections and Privileges: H. B. No. 3, by Besancon and Tinsley: Recommend that same be Concurred In.

Committee on Taxation, acting jointly with a sub-committee of the House Committee on Revenue and Taxation, having had under consideration the report of the special committee appointed by the Governor to report on taxation of banks, beg to report as follows:

"After due and careful consideration of said report, we are of the opinion that banks be taxed on the following basis: on moneyed capital and shares of banks, both national and state, 25% of true and full value less the value of real estate which shall be classified and taxed as other real estate.

"That insurance companies required by law to maintain a legal reserve for the protection of policy holders, shall be assessed, classified and taxed on other property of like character, credits including evidence of indebtedness secured by mortgage, less legal reserves for protection for policy holders, and other indebtedness shall be classified and taxed on the basis of 25% of full cash value.

"That building and loan associations shall be taxed upon all real and personal property, and upon moneyed capital at the same rate and classifi-

cation as shares of stock in national banks, or moneyed capital coming into competition therewith. Three bills carrying out these recommendations have been prepared and presented to the House Committee on Revenue and and taxation for introduction."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Goodman: A Bill for an Act entitled: "An Act to amend Section 718 of the Revised Codes of Montana of 1921 as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana relating to the form of affidavits for Absentee Ballots and to amend Section 721 of the Revised Codes of Montana of 1921 as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to the marking and swearing to ballots by absentee electors and providing a penalty for violation thereof."

By McQuitty: A Bill for an Act entitled: "An Act providing for the payment of judgments against school districts."

By Duncan and Stewart: A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court."

By Church: A Bill for an Act entitled: "An Act to promote and protect the poultry industry, and for the prevention, control, and extermination of infectious, contagious, and destructive diseases of poultry, and prescribing a penalty for the violation of any of the provisions of this Act."

By Eaton: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana at the next General Election an amendment to Section 19 of Article VIII of the Constitution of the State of Montana, changing the tenure of office of the County Attorney in each County of the State of Montana to the term of four years; to amend Section 5 of Article XVI of the constitution of the State of Montana, providing for the election of all County officers for a term of Four years, and until their successors are elected and qualified."

By Eaton: A Bill for an Act entitled: "An Act providing for submission to the qualified electors of the State of Montana of an amendment to the Constitution of the State of Montana by amending Section 2, relating to tenure of office of Senators and Representatives, and Section 6 of Article V, relating to the time of meeting of Legislative Assembly and term of service of members, and Section 12 of Article XII of the Constitution of the State of Montana relating to appropriations and levies by the Legislative Assembly."

By Cowan: A Bill for an Act entitled: "An Act providing for creating terminal elevator and warehouse districts; providing for the organization and government thereof; authorizing a vote of qualified electors, as defined herein, upon issuance of bonds by said district for purposes defined herein; and providing for interest and sinking fund to retire said bonds; providing for the execution, issuance and sale of such bonds and for the lien of such bonds and interest on the real property in such district; providing for the levying and collection of taxes for such district; providing for the location financing, building and management of warehouses and elevators constructed by said district; providing that same shall be public, bonded warehouses under existing law, and prescribing the form of warehouse receipts to be issued; exempting the property of said district and products stored therein from taxation except as herein provided, making provision for counties becoming part of said districts, and providing for the confirmation of the organization and bond issue of said district."

By Campbell, Missoula: A Bill for an Act entitled: "An Act to amend Section 11466 of the Revised Codes of Montana of 1921, relating to malicious

injury to railroads, highways and other property, being Chapter 51; defining certain injuries to telephone, telegraph and electric light lines and providing for a penalty for the malicious interference therewith."

By Keeley: A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890, 8893, 8894 and 8895 of the Revised Codes of Montana of 1921 defining juries and the qualifications of jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all Acts and parts of Acts in conflict herewith."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

AFTERNOON SESSION

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Bill was this day given:

By Dowlin: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119, Session Laws of the State of Montana of 1927, relating to the distribution of the State Common School Equalization Fund."

Also, the following Senate Bill was this day introduced, read first and second time, and referred to Committee on New Counties and Divisions:

S. B. No. 77, by Survant: A Bill for an Act entitled: "An Act to change the boundary line between the counties of Valley and Phillips: taking from said County of Valley, certain territory and adding the same to the said county of Phillips; providing for the appointment of Commissioners to adjust indebtedness; providing for the transfer of school funds and delinquent taxes; providing for the transcribing and transfer of records and the transfer of actions pending in court; and providing that township, school and other officers within the territory so transferred shall hold their offices for the balance of their terms."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to Committees:

S. B. 68, by Parkin and Thien: A Bill for an Act entitled: "An Act to amend Section 4058, Revised Codes of Montana, defining the term "Real Estate Broker." Committee on Judiciary.

S. B. No. 69, By Campbell, Missoula: A Bill for an Act entitled: "An Act relating to all property acquired by the state by escheat, forfeiture or failure of title and providing when title vests in the state, providing for making the state a party to foreclosure of liens in certain cases providing for the administration of escheated estates and the establishment of heirship, providing for interest on funds withheld for administrators and County Treasurers; providing for recovery of property where title has vested in the state and for the appointment of receivers in certain cases; providing the manner of sale of escheated and other property and for the recovery of property or proceeds by heirs or claimants and repealing Sections 7088, 7089, 7090, 9959, 9960, 9961, 9962, Revised Codes of Montana, 1921." Committee on Judiciary.

S. B. No. 70, by Pauline: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an Amendment to Section Fifteen of Article Twelve of the Constitution of the State of Montana, as amended; creating County Board of Equalization and a State Board of Equalization and defining and prescribing their powers and duties." Committee on Constitutional Amendments.

S. B. No. 71, by Walker, John L. Campbell, McQuitty, Cowan and Staggs: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling County estimates, tax levies and expenditures, providing penalties for the violation thereof, and repealing Sections 224 to 230 inclusive, Revised Codes of Montana, 1921, and all other Acts and parts of Acts in conflict therewith." Committee on Judiciary.

S. B. No. 72, by Joffray: A Bill for an Act entitled: "An Act to amend Section 139 of Chapter 89 of the Montana Session Laws of 1927, relating to Banks in voluntary liquidation and the powers of the Superintendent of Banks in connection with such liquidation." Committee on Banks and Banking.

S. B. No. 73, by Survant (by request): A Bill for an Act entitled: "An Act to amend Section 6340 of the Revised Codes of the State of Montana, 1921, relating to medical examination, number of certificates and mortality table of fraternal benefit societies." Committee on Insurance.

S. B. No. 74, by Survant: A Bill for an Act entitled: "An Act to amend Section 2214 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Laws of the Twentieth Legislative Assembly relating to actions to validate or annul tax deeds and defining the rights of tax title purchasers and their successors in interest." Committee on Taxation.

S. B. No. 75, by Goodman: A Bill for an Act entitled: "An Act amending Section 3685 of the Revised Codes of Montana of 1921 as amended by Chapter 59 of the Laws of the Twentieth Legislative Assembly relating to fees and powers under Fish and Game licenses." Committee on Fish and Game.

S. B. No. 76, by Goodman: A Bill for an Act entitled: "An Act to amend Section 3681 of the Revised Codes of Montana of 1921 as amended by Chapter 59 Laws of the Twentieth Legislative Assembly of the State of Montana relating to Fish and Game and putting Bear in the class of predatory animals." Committee on Fish and Game.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bills were this day introduced, read first and second times and referred to committees:

Senate Bill No. 4, by Goodman: A Bill entitled: "An Act amending Sections 8366 and 8367 of the Revised Codes of Montana 1921, relating to liens of threshermen upon grains or crops and claims for such lien when, where and how filed and the service of notice." Referred to Committee on Judiciary.

Senate Bill No. 33, By Donovan, A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921 relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited. Committee on Petroleum Oil and Gas.

Senate Bill No. 42, By Donovan, An Act entitled: "An Act to amend Section 9799 of the Revised Codes of Montana of 1921 as amended by Chapter 69 of the Laws of the 19th legislative assembly relating to the allowance of attorney fees on forfeiture of liens. Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Joint Memorial No. 6, Introduced by Holton, Ruffcorn, Holt, Johnson and Sparling having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas,

Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Johnson, Leavitt, Lucas, Shepard. Total 6.

THIRD READING OF HOUSE BILLS

Substitute H. B. No. 61, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Chatham, Dellwo, Johnson, Leavitt, Shepard, Thorburn, Willis. Total 9.

H. B. No. 107, introduced by Marshall, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Mr. Speaker. Total 88.

Noes: Burrell, Dean, Jensen, Miller (Lincoln), O'Day, Willis, Woodcock. Total 7.

Absent and not voting: Dellwo, Jameson, Johnson, Leavitt, Reed, Shepard, Thorburn. Total 7.

H. B. No. 137, introduced by Education Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Clausen, Darlinton, Dougherty, Dunn, Erickson, Fairgrieve, Flachsenhar, George,

Hanley, Henderson, Hodgskiss, Jameson, Jones, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Marshall, Nelson, Merritt, Miller (Fergus), Miller (Lincoln), Moss, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Simpson, Steeves, Ueland, Waite, Wickware, Willard, Mr. Speaker. Total 54.

Noes: Ballard, Barry, Brown (Cascade), Burrell, Chapman, Chatham, Cooney, Curran, Dean, Dellwo, Doran, Ekegren, English (Deer Lodge), English (Silver Bow), Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Jensen, Jergensen, Johnson, Kinville, Knight, Lucas, Mason, Manning, Metlen, Minette, Monaghan, Moulton, Murphy, Nagle, O'Day, Pauly, Ryder, Sample, Sullivan, Tinsley, Warren, Willis, Wilson, Woodcock. Total 44.

Absent and not voting: Dellwo, Leavitt, Shepard, Thorburn. Total 4.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders under the following rules: Proponents and opponents of bills to be given ten minutes and others five minutes; for discussion on amendments, proponents and opponents five minutes and others three minutes, no trading of time, and that all bills be read by history, title and section number only, except appropriation bills which will be read at length.

Mr. Speaker announced the following to constitute a committee to act under provisions of H. R. No. 5: Johnson of Valley, Moss of Flathead and Green of Dawson.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration Sub. H. B. No. 9, Sub. 67 and 78, H. B. Nos. 70-79-81-91-83-111-129-130-138, 158, 168, 170 and Sen. Joint Mem. No. 5, respectfully report as follows:

Recommend that Sub. H. B. No. 9, be amended as follows: Amend title by striking out after the word "amend" the words "Section 1302 and"; amend Section one by striking out the entire section, lines 1 to 7 and renumbering and making Section 2 read section one and section 3 read section 2.; That Sub. H. B. 9, Do Pass as amended.

That S. B. 67 and 78, Do Pass.

H. B. No. 70, Do Pass.

H. B. No. 79, Do Pass.

H. B. No. 81, Do Pass.

H. B. No. 91, Do Pass.

H. B. No. 83, Do Pass.

H. B. No. 111, Do Pass.

H. B. No. 129, be amended as follows: Amend section one by striking out in line 4 after highway the word "and" and all of line 5; that H. B. No. 129, Do Pass as amended.

H. B. No. 130, Do Pass.

H. B. No. 138, be amended as follows: That Section Three be stricken therefrom, and H. B. No. 138, Do Pass as amended.

H. B. No. 158, Do Pass.

H. B. No. 168, Do Pass.

H. B. No. 170, be amended as follows: That Section 4 be stricken therefrom;

H. B. No. 170, Do Pass as amended.

Sen. Joint Memorial No. 5, be concurred in.

NELSON, Chairman.

On motion of Nelson, report adopted.

On motion of Flachsenhar, duly seconded and carried, house recessed until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Committee on Engrossing reported as follows:

February 14, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following correctly engrossed: Sub. 9-Sub. 67, 78, 70, 79, 91, 111, 138.

GREEN, Chairman.

Report adopted.

February 14, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 126-151.

GREEN, Chairman.

Report adopted.

Helena, Montana, February 14, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 99-152, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Banks and Banking having had under consideration, House Bill No. 144: A Bill for an Act entitled: "An Act to provide for the incorporation, operation and supervision of co-operative savings and credit associations to be termed "Credit Unions," and to define their powers." Respectfully report as follows: That said Bill No. 144 Do Pass.

WAITE, Chairman.

On motion of Waite report adopted.

Mr. Speaker: We, your committee on Insurance having had under consideration, House Bill No. 21: A Bill for an Act entitled: "An Act to amend Section 352 of Revised Codes of Montana of 1921, as amended by Section 5 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly and Section 361 of the Revised Codes of Montana 1921, as amended by Section 11, Chapter 40 of the session laws of the Eighteenth Legislative Assembly, relating to Hail Insurance, providing for the payment of losses and fixing the amount that may be levied for the reserve fund." Respectfully report as follows: that House Bill, No. 21 Do Not Pass.

SAMPLE, Chairman.

On motion of Sample, report adopted.

Mr. Speaker: We, your committee on Insurance having had under consideration House Bill No. 169: A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana 1921, relating to beneficiaries in benefit certificates issued by fraternal benefit societies. Respectfully report as follows: That House Bill No. 169 Do Pass.

SAMPLE, Chairman.

On motion of Sample report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 171: A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of Montana as amended by Section 2 of Chapter 185 of the Laws of the Nineteenth Legislative As-

sembly, relating to the taxation of the property of freight line companies doing business in Montana." Respectfully report as follows: That House Bill, No. 171, Do Not Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 17, introduced by Leavitt, A Bill for an Act entitled: "An Act relating to tax deeds, providing the method and procedure to be followed in applying for the tax deed for the issuance thereof by the county treasurer; the redemption of said lands from the tax sale; the form of deed to be issued and the title conveyed thereby; and repealing sections 2209, 2210, Section 2211, as amended by Chapter 48 of the Laws of the Eighteenth Legislative Assembly, Sections 2212, and 2213; and Sections 2214 and 2215, as amended by Sections 1 and 2 of Chapter 85 of the Laws of the Twentieth Legislative Assembly." Respectfully report as follows: That House Bill, No. 17 be amended in Section 9 by inserting the words "and the lien of any special or local improvement assessments levied against the property payable after the execution of said deed" following the word "sale" in line 11 of page 5, and that as so amended said House Bill No. 17 do pass.

JAMESON, Chairman.

On motion by Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 6, introduced by Jones, A Bill for an Act entitled: "An Act to amend Section 2215, Revised Codes of Montana, 1921, political Code, as amended by Section 2 of Chapter 85 of the Laws of the Twentieth Legislative Assembly relating to the Title conveyed by a tax deed." Respectfully report as follows: That House Bill, No. 6 Do Not Pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 33, introduced by Jones, A Bill for an Act entitled: An Act to amend Section 5247, Revised Codes of Montana, 1921 political Code." Respectfully report as follows: That House Bill, No. 33 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Aviation having had under consideration, Senate Bill No. 25: A Bill for an Act entitled: "An Act concerning aeronautics and to provide for the regulation and licensing of aircraft and airmen and providing penalties for violation thereof." Respectfully report as follows: That Senate Bill No. 25 be concurred in.

FLACHSENHAR, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill 193 Introduced by Johnson: A Bill for an Act entitled: "An Act to amend Section 256 of the Revised Codes of Montana 1921 defining the duties of the State Board of Examiners by adding thereto the requirements that such boards shall cause to be filed with the Secretary of State details of all State Buildings Utilities. Respectfully report as follows: That House Bill No. 193 do pass.

JONES, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 167 introduced by Jameson: A Bill for an Act entitled: An Act fixing the annual salary of the official steno-

grapher of the supreme court. Respectfully report as follows: That House Bill No. 167 Do Pass.

JONES, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 143 introduced by Appropriations Committee: A Bill for an Act entitled: "An Act to amend section 73 of Chapter 89 Laws of the 20th Legislative Assembly, relating to fees to be paid the state Examiner and Superintendent of Banks for the general fund, and providing for the transfer to the general fund of the State of moneys now in the State Examiners Fund." Respectfully report as follows: That House Bill No. 143 Do Pass.

JONES, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on Development and Publicity, having had under consideration, House Bill No. 166 introduced by Dunn and Salyerds: A Bill for an Act entitled: "An Act regulating the maintenance and operation of Tourist Information Bureaus, requiring a license therefor, prescribing the license fee, and providing a penalty for violation of the provisions of this Act. Respectfully report as follows: That House Bill No. 166 do pass.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Public Morals, Charities and Reforms having had under consideration, House Bill No. 206 introduced by Marshall and Dougherty. A Bill for an Act entitled: "An Act providing for the regulation and licensing of public dances and dance-halls without the limits of incorporated cities and towns, and providing penalties for the violation thereof." Respectfully report as follows: That House Bill, No. 206 Do Pass.

WILLARD, Chairman.

On Motion of Willard report adopted.

Mr. Speaker: We, your committee on State Institutions and Public Buildings and Grounds having had under consideration, House Bill No. 153 introduced by Tinsley: A Bill for an Act entitled: "An Act to amend Sections 1503 and 1504 of the Revised Codes of Montana of 1921, relating to the State Orphans Home, and repealing Sections 1501 and 1502 of the Revised Codes of Montana of 1921." Respectfully report as follows: That House Bill No. 153 be amended as follows:

By striking therefrom all of line twenty-nine on page one after the word "Home" and also all of lines thirty, thirty-one and thirty-two on page one and line one and two on page two and insert in lieu thereof the following: "and must order the parent or parents to pay such sum or sums of money as under their circumstances appears just, in the discretion of the Court, the same to be due and be paid monthly to the State through the Court having jurisdiction to defray the expenses of such child or children in the Home, and such sum or sums so paid shall be by such Court paid and credited to the general fund of the State of Montana. Should such sum or sums so ordered by the Court to be paid, not paid when due, the part or parties liable therefor shall be guilty of contempt of court, and in addition thereto execution may issue on the order of the court against the party or parties in default for the amount due and unpaid, and any property owned, or money or wages due such party or parties, may be levied on under such execution, and used in satisfying the same, and no exemption under any existing law shall be allowed any party liable under this Section." Also add the following section to the bill: Section 5. "This Act shall be in full force and effect from and after its passage and approval. And as amended recommend that House Bill No. 153 Do Pass.

ARNOLD of Stillwater, Chairman.

On motion of Arnold report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced in the House, read first and second times by title only and referred to committees:

H. B. No. 227, By Merritt: A Bill for an Act entitled: "An Act to amend Section 2739 of the Revised Codes of Montana, 1921, relating to the salary of the State Fire Marshal." Committee on State Boards and Officers.

H. B. No. 228, By English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, Doran of Silver Bow: A Bill for an Act entitled: "An Act to amend Section 4456 of the Revised Codes of Montana, 1921, by adding thereto sub-section 28 providing for garbage and ash collection districts contiguous to cities." Committee on Public Health and Sanitary Affairs.

H. B. No. 229, By Knight: A Bill for an Act authorizing the clerk of the Supreme Court to appoint a Deputy, and prescribing the duties and salary of such Deputy." Committee on Judiciary.

H. B. No. 230, By Salyerds: A Bill for an Act entitled: "An Act to prevent the defacement, removal or destruction of Highway construction detour signs or barricades, or warning lights and to prevent passage over construction work designated as closed to traffic." Committee on Highways.

H. B. No. 231, By Minette: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17 of the Session Laws of the Twentieth Legislative Assembly of Montana of 1927, relating to refund of certain gasoline taxes." Committee on Highways.

H. B. No. 232, By Dougherty: A Bill for an Act entitled: "An Act to amend Section 3282 Revised Codes of Montana of 1921, as amended by Section 11 of Chapter 35 of the Session Acts of the Eighteenth Legislative Assembly of Montana of 1923, providing a schedule of licenses for producers and manufacturers of dairy products; authorizing the supervision of dairies by the Livestock Sanitary Board and providing penalties for the violation of this Act." Committee on Dairying.

H. B. No. 233, By Rigg, Shepard, English of Silver Bow, and Knight: A Bill for an Act entitled: "An Act to amend Section 129 of Chapter 89 of the Session Laws of 1927 relating to the employment of agents by the Superintendent of Banks, the designation of a general liquidating agent, and making the Attorney General of the State of Montana legal adviser for such liquidating agent and fixing the compensation of the Attorney General for such services." Committee on Banks and Banking.

H. B. No. 234, By Rigg, Shepard, English of Silver Bow, and Knight: A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to appointment and salaries of assistant attorneys general." Committee on Judiciary.

H. B. No. 235, By Committee on Highways: A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration; and the furnishing and production of County Treasurer's certificates relating to taxes; defining the duties of the County Treasurer and the Registrar of Motor Vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 123 of the Session Laws of the Twentieth Legislative Assembly of Montana." Committee on Highways.

H. B. No. 236, By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 76 of Chapter 3 of the Revised Codes of Montana, 1921, relating to compensation of other officers and employees." Committee on State Boards and Officers.

H. B. No. 237, By Goodwin: A Bill for an Act entitled: "An Act to repeal Sections one and two of Chapter 17, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which re-

fund or drawback may be obtained of license taxes paid on gasoline handled; prescribing the procedure for obtaining refund or drawback and fixing penalty for false statement." Committee on Highways.

H. B. No. 238, By Committee on Affairs of Cities: A Bill for an Act entitled: "An Act to enable cities and incorporated towns to regulate and restrict the size and character of buildings and structures, the space occupied by them, and the location and use thereof, and to divide such municipalities into districts, and to regulate the same, and to provide a method of procedure for the creation of such districts and the making and enforcing of regulations, and to provide for the appointment of a zoning commission and Board of Adjustment, and for the enforcement of this Act and any ordinances or regulations made under its authority." Committee on Affairs of Cities.

H. B. No. 239, By Chatham, By Request: A Bill for an Act entitled: "An Act to amend Section 5113 of the Revised Codes of Montana, 1921, relating to the qualifications of members of municipal fire departments." Committee on Affairs of Cities.

H. B. No. 240, By Mason: A Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation, to file its claim with the State Board of Examiners against the State of Montana for compensation and damages by reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshall torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company, without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow." Committee on Appropriations.

H. B. No. 241, By Jameson: A Bill for an Act entitled: "An Act to provide for the dismissal of civil actions for want of prosecution after a certain time, and fixing the time within which such actions cannot be dismissed for such cause." Committee on Judiciary.

CONSIDERATION OF MESSAGES FROM THE SENATE

On motion of Flachsenhar, duly seconded and carried, messages from Senate considered read at length and Journal so show.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 46, introduced by Lillis, was this day read three several times, concurred in as amended, title agreed to, and is herewith transmitted to the House for concurrence in Senate amendment: Amend by striking out in Section 1, Line 27, the word "majority" and inserting in lieu thereof "unanimous."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 68, introduced by Committee on Irrigation and Water Rights, was this day read three several times, concurred in as amended, title agreed to, and is herewith transmitted to the House for concurrence in Senate amendment:

Amend in Section 1, Line 33, after the word "Assessment" by adding the following: "provided, however, if the Board of Commissioners of the Irrigation District shall file with the County Treasurer a certified copy of resolution passed by such Commissioners requesting non-distribution by the County Treasurer of the portion of the tax belonging to the District, the County Treasurer shall not distribute that portion of said tax belonging to the Irrigation District to the several funds as designated in the tax

levy and assessment but the total amount due the Irrigation District shall be credited by him to the Revolving Fund above specified and in such event at the time of the sale by the District of the tax sale certificate or of the property obtained through such certificate such funds as are realized from such sale must be deposited with the County Treasurer together with the rentals received from the property and he shall credit the proceeds of such redemption sale or rental pro rata to the several funds of the District in accordance with the original levy or assessment."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in, title agreed to, and are herewith returned to the House:

H. B. No. 2, by Arnold of Stillwater.

H. B. No. 14, by Buck.

H. B. No. 39, by Buck.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 26, introduced by Shepard, was this day, upon the adoption of the report of the Committee on Public Lands, recommended for non-concurrence, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 11 was this day read three several times passed, title and history agreed to, and is herewith transmitted to the House for concurrence.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 55—Committee on Education.

H. B. No. 74—Committee on Judicial Districts.

H. B. No. 104—Committee on Roads and Highways.

H. B. No. 118—Committee on Judiciary.

Sub. H. B. No. 34—Committee on Counties and Towns.

Sub. H. B. No. 63—Committee on Taxation.

Sub. H. B. No. 177—Committee on Fairs and Expositions.

Sub. H. B. No. 103—Committee on Judiciary.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Dowlin and Richardson: A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and to provide for the publication of delinquent tax lists."

By Eaton: A Bill for an Act entitled: "An Act to amend Section 1092, 1094 and 1099 of the Revised Codes of Montana of 1921, as amended by Chapter 131 of the Session Laws of the Eighteenth Legislative Assembly of 1923, relating to the preparation and requirements necessary for the issuance of certificates to teach."

By Ruffcorn (by request): A Bill for an Act entitled: "An Act authorizing common carriers to grant the right to the use of parts of their rights-of-way to the individual farmers or groups of farmers, for the construction and maintenance of warehouses, bins or elevators for the storing of grain and other agricultural products; declaring such use to be a public use, and providing for the acquiring of such rights by the exercise of eminent domain."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Counties and Towns: S. B. No. 66, by Walker: Recommend that same Do Pass.

Committee on Finance and Claims: House Bill No. 97, by Appropriations Committee: Recommend same be Concurred In.

Committee on Finance and Claims: House Bill No. 98 by Appropriations Committee: Recommend same be Concurred In.

Committee on Finance and Claims: S. B. No. 41, By Finance and Claims Committee: Recommend same Do Pass.

Committee on Fish and Game: H. B. No. 40, by Angvick and Henderson: Recommend same be amended as follows:

"Add to Section 1 after the word 'therein' the following: 'Provided, however, that when it is shown that muskrats are doing severe injury upon, or are a menace to the structures, canal banks or other works of an irrigation project or district, any resident landowner on such project or district may kill or trap or cause to be killed or trapped any muskrat upon or in menacing proximity to the structures, canal banks or other works of such project or district during the closed season on muskrats, after having secured from the State Fish and Game warden a permit so to do, except that from June first (1st) to August, thirty-first (31st), both dates inclusive, of each year, no such permit shall be required. The furs and hides of such animals, legally taken during the open season, may be possessed, bought and sold at any time.'" And further recommend that the bill as so amended, be Concurred In.

Committee on Judiciary: S. B. No. 86, by Committee on Judiciary: Recommend that same Do Pass.

Committee on Judiciary: H. B. No. 28, By Committee on State Lands: Recommend same be amended as follows: That Section 1 of said bill be amended by adding after the word "land" in Line 23 of the typewritten bill, the words "or affecting any of the provisions of said lease" and that said Section 1 be further amended by striking all of said section after the period in Line 23 of the typewritten bill, and as so amended, recommend that the bill be Concurred In.

Committee on Judiciary: S. B. No. 68, By Parkin and Thien: Recommend that same Do Pass.

Committee on Judiciary: S. B. No. 64, by Duncan: Recommend that the same Do Pass.

Committee on Judiciary: S. B. No. 62, by Duncan: Recommend that the title of the bill be amended as follows:

By striking out the comma after "thereof" in Line 8 and inserting in lieu thereof a period, and by striking the words "and presentation and allowance of claims against estates."

Further recommend that Section 2 be amended by striking out all of Lines 11 and 12 and 13,—and as so amended, recommend same Do Pass.

Committee on Judiciary: S. B. No. 55, by Donovan and Cowan: Recommend that same Do Pass.

Committee on Public Lands: H. B. No. 26, by Shepard: Recommend that the same Be Not Concurred In.

Committee on Public Lands: Senate Bill No. 34, by Ruffcorn, Holton, Cowan and Plank: Recommend that the bill be amended by striking out in Line 30, Page 2, the words "now or hereafter leased." and substituting instead the following words: "Leased for the years of 1927 and 1928 and thereafter," and as so amended, recommend same Do Pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 14, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 78, By Keeley: A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890, 8893, 8894, and 8895 of the Revised Codes of Montana of 1921 defining juries and the qualifications of Jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

S. B. No. 79, by Gustafson: A Bill for an Act entitled: "An Act relating to County Bonds: granting the Board of County Commissioners of every County of the State the power to issue and sell bonds for certain purposes and under certain limitations; prescribing the procedure for the issuance, sale and repayment of such bonds; prescribing the duties of various public officials relating to such bonds; and repealing Sections 4614, 4615, 4616, 4617, 4620, 4622, 4623, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 21 of the 1921 Session Laws and Chapter 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act." Committee on Judiciary.

S. B. No. 80. Introduced by Holton. A Bill for an Act entitled: "An Act amending Section 4750 of the Revised Codes of Montana, 1921, relating to Duties of County Treasurer." Referred to Committee on Counties and Towns.

S. B. No. 81. Introduced by Finance and Claims Committee. A Bill for an Act entitled: "An Act to provide for the transfer of accumulated unidentified and unclassified cash items in the office of the State Treasurer to the General Fund of the State of Montana and authorizing the State Treasurer to transfer the same when accumulated." Referred to Committee on Finance and Claims.

S. B. No. 82. Introduced by Shelver. A Bill for an Act entitled: "An Act to adjust, correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto." Referred to Committee on New Counties and Divisions.

S. B. No. 83. Introduced by McQuitty. A Bill for an Act entitled: "An Act providing for the payment of judgments against school districts." Referred to Judiciary Committee.

S. B. No. 84. Introduced by Duncan and Stewart. A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court." Referred to Judiciary Committee.

S. B. No. 85. Introduced by Cowan. A Bill for an Act entitled: "An Act providing for creating terminal elevator and warehouse districts; providing for the organization and government thereof; authorizing a vote of qualified electors, as defined herein, upon the issuance of bonds by said District for purposes defined herein; and providing for interest and sinking fund to retire said bonds; providing for the execution, issuance and sale of such bonds and for the lien of such bonds and interest on the real property in such district; providing for the levying and collection of taxes for such district; providing for the location, financing, building and management of warehouses and elevators constructed by said District; providing that same shall be public, bonded warehouses under existing law; and prescribing the form of warehouses receipt to be issued; exempting the property of said District and products stored therein from taxation except as herein provided, making provisions for counties becoming part of said District, and providing for the confirmation of the organization and bond issue of said District." Referred to Committee on Agriculture.

S. B. No. 86. Introduced by Judiciary Committee. A Bill for an Act entitled: "An Act to amend Section 9745 of the Revised Codes of Montana of 1921 relating to appeals to Supreme Court and record thereon other than orders for new trials." Referred to Judiciary Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF SENATE BILLS

Senate J. Mem. No. 5, introduced by Smith of Beaverhead, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Kinville, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Cascade), Curran, Doran, Fairgrieve, Hodgskiss, Jones, Leavitt, Merritt, Murphy, Nicholson, Thorburn, Willard, Kruse. Total 13.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 9, introduced by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fer-

gus), Miller (Lincoln), Moss, Moulton, Nelstead, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Pauly, Total 1.

Absent and not voting: Besancon, Doran, Hodgskiss, Jones, Kinville, Leavitt, Metlen, Merritt, Murphy, Nagle, Nelson, Nicholson, Reed, Steeves, Thorburn, Willard. Total 16.

Sub. H. B. No. 67 and 78, introduced by the Committee on Privileges and Elections, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dean, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Doran, Hanley, Jones, Kinville, Leavitt, Merritt, Murphy, Nicholson, Steeves, Thorburn. Total 10.

Flachsenhar announced a former member present, Hon. Peter J. Kelly of Silver Bow, whereupon the Speaker requested Messrs. Ballard and Barry to escort Mr. Kelly to a seat near him.

H. B. No. 70, introduced by Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Chatham, Doran, Fairgrieve, Freed, Johnson, Jones, Kinville, Knight, Merritt, Moss, Murphy, Reed, Rigg, Sample, Steeves, Thorburn, Waite. Total 19.

H. B. No. 79, introduced by Steeves and Darlinton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller

(Lincoln), Moss, Moulton, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Doran, Fairgrieve, Hodgskiss, Jensen, Johnson, Kinville, Nagle, Jones, Merritt, Miller (Fergus), Murphy, Steeves, Thorburn, Willard. Total 14.

H. B. No. 91, introduced by Brown of Gallatin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: Ekegren, Ross. Total 2.

Absent and not voting: Doran, Johnson, Jones, Kinville, Merritt, Moss, Murphy, Steeves, Thorburn. Total 9.

H. B. No. 111, introduced by Leavens, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Benjamin, Doran, Johnson, Jones, Kinville, Kruse, Mason, Merritt, Moss, Murphy, Ryder, Steeves, Thorburn. Total 13.

H. B. No. 138, introduced by Appropriations Committee, having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Benjamin, Budas, Doran, Ekegren, Henderson, Johnson, Jones, Kinville, Knight, Kruse, Merritt, Moss, Murphy, Nagle, Nelson, Reed, Ryder, Steeves, Willard, Willis. Total 20.

H. B. No. 126, introduced by Fulsher, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Ballard, Barry, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Cooney, Curran, Darlington, Dellwo, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavitt, Leavens, Lewis, Logan, Mason, Metlen, Minette, Moss, Nagle, Nelson, Nelstead, Nicholson, Moulton, O'Day, Pauly, Rigg, Ross, Ryder, Salyerds, Shepard, Simpson, Sullivan, Thorburn, Ueland, Parker, Warren, Wickware, Willis, Wilson, Bretzke, Mr. Speaker. Total 62.

Noes: Arnold (Rosebud), Burrell, Dean, Dougherty, Freed, Green, Hagestad, Lillis, MacRae, Ekegren, Manning, Marshall, Monaghan, Miller (Fergus), Miller (Lincoln), Purnell, Renwick, Roll, Sample, Sheffer, Tinsley Waite. Total 22.

Absent and not voting: Angvick, Arnold (Stillwater), Benjamin, Clausen, Doran, English (Deer Lodge), Johnson, Jones, Kinville, Kruse, Lucas, Merritt, Murphy, Reed, Rolph, Steeves, Willard, Woodcock. Total 18.

H. B. No. 151, introduced by Miller of Fergus, Hanley, Salyerds, Moulton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Lincoln), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Chatham, Dean, Hodgskiss, Jones, Kinville, Kruse, Minette, Miller (Fergus), Moss, Nagle, Rigg, English (Deer Lodge). Total 12.

The Committee on Enrolling reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 38.

MERRITT, Chairman.

Report adopted.

Mr. Speaker gave notice he was about to sign H. B. No. 38 and thereupon signed same.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

February 14, 1929.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

Position	Name
Proof Reader	W. B. Pierce
Typist	Florence Bangs

Typist	Marabeth Sullivan
Stenographer	Aina Dahlstrom
Stenographer	Edith Pruner
Stenographer	Thelma Dineen

RYDER, Chairman.

On motion of Ryder report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, Senate Bill No. 14, Introduced by Shelver. A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of 1927, defining the qualifications of Police Officers in the cities and towns of the State of Montana, and repealing all Acts and parts of Acts, in conflict therewith." Respectfully report as follows: That Senate Bill, No. 18 be Concurred In.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 187. A Bill for an Act entitled: "An Act abolishing liability of cities and towns on account of accumulation of snow or ice on streets and public ways." Respectfully report as follows: That House Bill No. 187 be referred to the Judiciary Committee.

On motion of Logan report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bills were this day introduced, read first and second times by title only and referred to committee:

Senate Bill No. 11, introduced by Wuerthner: A Bill for an Act entitled: "An Act amending Chapter 102 of the Twentieth Legislative Assembly of the State of Montana, relating to the office of County Surveyor of all counties having a total registered vote of 15,000 or over at the last general election, and defining the powers and duties of County Surveyor and abolishing the office of road supervisor." Referred to Committee on Townships and Counties.

H. B. No. 242, By Ryder: A Bill for an Act entitled: "An Act relating to the taxation of lands acquired by the State under mortgage foreclosure proceedings or by way of deed when sold by the State under contract; providing for the sale of the interest of the purchaser for delinquent taxes and for filing the certificate of sale with the Commissioner of State Lands." Committee on State Lands.

H. B. No. 243, By Ryder: A Bill for an Act entitled: "An Act to amend Section 1617 of the Revised Codes of Montana of 1921 relating to the General Road Tax Levy, and providing for the increasing the maximum amount that may be levied by Boards of County Commissioners from five mills on the dollar to seven mills on the dollar, and providing for the levy of same." Committee on Ways and Means.

H. B. No. 244, by Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9894 of the Revised Codes of Montana of 1921, relating to complaints in forcible entry and unlawful detainer proceedings and to the service of summons in such actions." Committee on Judiciary.

H. B. No. 245, By Merritt: A Bill for an Act entitled: "An Act amending Sections 3460, Paragraph "A", 3472, 3513, 3515, of the Revised Codes of the State of Montana, 1921, relating to the examination, appointment, duties, qualifications and requirements of Mine Foremen and their assistants." Committee on Mines and Mining.

CONSIDERATION OF GENERAL ORDERS

Flachsenhar moved the House resolve itself into a Committee of the Whole for consideration of General Orders under rules of previous sitting. Seconded and carried.

Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, Senate Bill No. 25, Senate Amendments to H. B. Nos. 46, 68, Senate Bill No. 14, respectfully report as follows:

That Senate Bill No. 25, be concurred in.

That Senate amendment to H. B. No. 46, be concurred in.

That Senate amendment to H. B. No. 68, be not concurred in and that a conference committee be appointed.

Senate Bill No. 14, be concurred in.

NELSON, Chairman.

On motion of Nelson report adopted.

Flachsenhar announced that tomorrow would be the fortieth day of the session, the last day for introduction of bills.

On motion of Flachsenhar, duly seconded and carried, House adjourned until tomorrow, Friday, February fifteenth at 10:00.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTIETH DAY

House of Representatives
Helena, Montana, February 15, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, Gordon and Thorburn, absent.

The Committee on Journal reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the thirty ninth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received and read:

February 15, 1929.

Mr. Speaker: I take this opportunity to thank the Members of the House of the Twenty-first Legislative Assembly and the Employment Committee for their sincere kindness and sympathy in my recent sorrow.

AMY ERB.

The Printing Committee reported as follows:

Helena, Montana, February 14, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 165, 100, 149, 154, 94, 112, 150, 131, 117, 188, beg leave to

report that the same have this date been returned from the printer correctly printed.

Report adopted.

HANLEY, Chairman.

The Engrossing Committee reported as follows:

Helena, Montana, February 15, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 81, 129, 130, 158, 168, 170.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on New Counties and Divisions having had under consideration, House Bill No. 174 introduced by Merritt: A Bill for an Act entitled: "An Act to amend Section 4390 of the Revised Codes of Montana, 1921, providing for the creation of New Counties, fixing valuation of the old counties, and to establish the assessed valuation of new counties, also, to probate debts and assets and fix minimum area of old counties." Respectfully report as follows: That House Bill No. 174 be recommended as follows:

By inserting after the word "Montana" in the first line of said Bill after the title thereof the following:

Section 1. That Section 4390 of the Revised Codes of Montana, 1921, be, and the same is hereby amended to read as follows:"

The word "difficult" should be correctly spelled, and we also recommend that the word "proportion" found in the 5th line on page 2 be correctly spelled.

We also recommend that the said bill be further amended by inserting the words "Section 2" before the word "all" in the next to the last line.

We also recommend that the said Bill be further amended by inserting the words "Section 3" before the word "this" in the last line of the said Bill. And as amended, this Committee recommends that House Bill 174 Do Pass.

CLAUSEN, Chairman.

On motion of Clausen report adopted.

Mr. Speaker: We, your committee on Petroleum, Oil and Gas, having had under consideration, Senate Bill No. 33 introduced by Donovan: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited." Respectfully report as follows: That Senate Bill No. 33, be concurred in.

MOULTON, Chairman.

On motion of Moulton report adopted.

Mr. Speaker: We, your committee on Dairying having had under consideration, H. B. No. 232 introduced by Dougherty: A Bill for an Act entitled: "An Act to amend Section 3282 Revised Codes of Montana of 1921, as amended by Section 11 of Chapter 35 of the Session Acts of the Eighteenth Legislative Assembly of Montana of 1923, providing a schedule of licenses for producers and manufacturers of dairy products; authorizing the supervision of dairies by the livestock sanitary board and providing penalties for the violation of this Act." Respectfully report as follows: That House Bill, No. 232 be amended in Section 2, on page 3, by striking out all of the words after the word "shall" and insert in lieu thereof the words "be, in full force and effect on and after January 1, 1930" and as amended that House Bill No. 232 Do Pass.

DOUGHERTY, Chairman.

On motion of Dougherty report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were this day introduced, read first and second times by title only (except H. B. No. 255, which was read first time by title and second time at length) and referred to committees:

H. B. No. 246, by Committee on State Lands: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article 17 of the Constitution of the State of Montana relating to the sale, leasing, and other disposition of State Lands." Committee on Constitutional Amendments.

H. B. No. 247, By Chatham: A Bill for an Act entitled: "An Act to amend Section 5130 of the Revised Codes of Montana of 1921, as amended by Chapter 58 of the Laws of the Twentieth Legislative Assembly relating to the duties of the Secretary and Treasurer of Fire Department Relief Associations, the official bond of such Treasurer and the duties of the State Examiner with reference to the examination of the books and accounts of such associations." Committee on Affairs of Cities.

H. B. No. 248, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 2238 Revised Codes of Montana, 1921, as amended by Chapter 102, Session Laws of 1923, and Chapter 24, Session Laws of 1925, relating to the collection of personal property taxes." Committee on Ways and Means.

H. B. No. 249, By Willis: A Bill for an Act entitled: "An Act to amend Section 1202 of the Revised Codes of Montana of 1921 relating to the common school levy and providing for the making of the same, and for payment of moneys arising from said levy and from fines." Committee on Education.

H. B. No. 250, By Shepard: A Bill for an Act entitled: "An Act to amend Sections 1135, 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921 relating to public schools, to compulsory attendance of children, the employment of children during school sessions, the appointment powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said Sections and providing penalties therefor." Committee on Labor.

H. B. No. 251, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 1013 of Chapter 78 of the Revised Codes of Montana, 1921, relating to transfer of apportionment." Committee on Education.

H. B. No. 252, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 1013 of Chapter 78 of the Revised Codes of Montana, 1921, relating to transfer of apportionment." Committee on Education.

H. B. No. 253, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 1282 of the Revised Codes of Montana, 1921, sub-section three (3) of Chapter Nineteen (19) Session Laws 1923." Committee on Education.

H. B. No. 254, By Goodwin: A Bill for an Act entitled: "An Act to amend Section 1282 of the Revised Codes of Montana, 1921, sub-section three (3) of Chapter (19) Session Laws 1923." Committee on Education.

H. B. No. 255, By Monaghan: A Bill for an Act entitled: "An Act regulating the employment of women and minors and establishing an industrial welfare commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this Act." Committee on Ways and Means.

H. B. No. 256, By Sample: A Bill for an Act entitled: "An Act to amend Section 4816 of the Revised Codes of Montana of 1921, relating to the duties of the Clerk of Court and providing for an annual report to the Attorney General of the State of Montana." Committee on Judiciary.

H. B. No. 257, By Leavitt, on request: A Bill for an Act entitled: "An Act amending Section 727 Revised Codes of Montana of 1921 providing for the creation of an absent voter's precinct by the Board of County Commissioners and the appointment of election judges and clerks therefor, and providing when the polls shall be kept open in said precinct and the method of delivery of the absent voters' ballots to the election judges, and when the same shall be delivered, and specifying the duties of said election judges and the County Clerk in connection with said absent voters' ballots, and prescribing the duties of said election judges in connection with the casting, canvassing and counting of said absent voters' ballots and all rules and regulations in returning the same, and the results of said election, and providing how votes for precinct committeemen and township officers shall be counted, and specifying under what circumstances a person who has made application for an absent voter's ballot may vote on election day if present in his precinct, and prohibiting electors from voting who have applied for and voted an absent voter's ballot, and providing that all election laws shall be applicable to the provisions of this section unless inconsistent therewith, and providing under what circumstances cities and towns may create absent voters' precincts and providing penalties for the violation of the provisions of this Act." Committee on Elections and Privileges.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Agriculture having had under consideration, House Bill No. 164: A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921 as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchase of grain and the delivery of grain by public warehousemen on storage certificates." Respectfully report as follows: That House Bill No. 164 Do Not Pass, but that Sub. H. B. 164, by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921, as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates." Do Pass.

JOHNSON, Chairman.

On motion of Johnson report adopted.

MOTIONS AND RESOLUTIONS

On motion of Arnold of Stillwater, duly seconded and carried, H. B. No. 183 was taken from General Orders and rereferred to Committee on Petroleum, Oil and Gas.

THIRD READING OF SENATE BILLS

S. B. No. 14, introduced by Shelver, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Besancon, Chatham, Clausen, Cooney, Dean, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagstad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None:

Absent and not voting: Angvick, Budas, Curran, Darlinton, Dellwo, English (Deer Lodge), English (Silver Bow), Goodwin, Gordon, Jergensen, Lewis, Lucas, Merritt, Minette, Renwick, Thorburn, Wickware. Total 17.

S. B. No. 25, introduced by Schnitzler having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Leavens, Leavitt, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolf, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Angvick, Brown (Cascade), Dellwo, English (Silver Bow), Gordon, Goodwin, Hanley, Johnson, Kruse, Lewis, Lillis, Manning, Merritt, Minette, Monaghan, Moss, Renwick, Sullivan, Thorburn, Wickware, Willis. Total 21.

THIRD READING OF HOUSE BILLS

Senate Amendments to H. B. No. 46, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Lucas, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolf, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock. Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Angvick, Dellwo, English (Silver Bow), Goodwin, Gordon, Hanley, Lewis, Merritt, Minette, Nelson, Pauly, Sample, Thorburn, Wickware. Total 14.

H. B. No. 81, introduced by Hodgskiss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolf, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Angvick, Chapman, Dellwo, Goodwin, Gordon, Jergensen, Johnson, Knight, Lewis, Minette, Merritt, Nagle, Thorburn, Wickware. Total 14.

H. B. No. 129, introduced by Jergensen, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Shepard, Steeves, Sullivan, Tinsley, Ueland, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Ekegren, Ross, Simpson. Total 3.

Absent and not voting: Angvick, Burrell, Chatham, Dellwo, English (Silver Bow), Goodwin, Gordon, Henderson, Jensen, Leavens, Lewis, Metlen, Merritt, Minette, Monoghan, Nagle, Reed, Sheffer, Thorburn, Waite, Wickware. Total 21.

H. B. No. 130, introduced by Committee on Fairs and Expositions, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Brown (Gallatin), Darlinton, Dunn, Henderson, Purnell. Total 5.

Absent and not voting: Angvick, Burrell, Dellwo, Doran, English (Silver Bow), Goodwin, Gordon, Hagestad, Lewis, Leavens, Merritt, Minette, Nagle, Thorburn, Wickware. Total 15.

H. B. No. 158, introduced by Committee on Highways, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chatham, Clausen, Curran, Darlinton, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jones, Kinville, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, Manning, MacRae, Mason, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: Freed, Jensen, Jergensen, Marshall, Ross, Sample, Willis, Monoghan. Total 8.

Absent and not voting: Angvick, Budas, Burrell, Chapman, Cooney, Dellwo, Doran, English (Silver Bow), Goodwin, Gordon, Green, Johnson, Leavens, Lewis, Metlen, Merritt, Minette, Thorburn, Wickware. Total 19.

H. B. No. 168, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Clausen, Curran, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jones, Jensen, Jergensen, Johnson, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Willard, Willis, Wilson, Woodcock, Mason, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Angvick, Arnold (Rosebud), Besancon, Burrell, Chatham, Cooney, Dellwo, Goodwin, Gordon, Jameson, Kinville, Leavens, Lewis, Merritt, Minette, Nagle, O'Day, Thorburn, Waite, Wickware. Total 20.

H. B. No. 170, introduced by Committee on Dairying, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Angvick, Arnold (Rosebud), Burrell, English (Deer Lodge), English (Silver Bow), Freed, Gordon, Goodwin, Jameson, Johnson, Kinville, Leavens, Lewis, Merritt, Minette, Nagle, O'Day, Thorburn, Waite, Wickware. Total 20.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into a Committee of the Whole for Consideration of General Orders under the following rules: Proponents and opponents of bills to be given ten minutes and others five minutes; for discussion on amendments, proponents and opponents five minutes and others three minutes; no trading of time and that all bills be read by history, title and section numbers only, except appropriation bills which will be read at length.

Marshall in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration House Bills Nos. 48, 99, 136, respectfully report as follows:

Recommend that H. B. No. 48, Do Pass.

H. B. 99, passed temporarily.

H. B. No. 136, be amended as follows: Amend Section Nine Line 6, striking the word "may" and inserting in lieu thereof the word "shall,"

Amend Section 38, by striking out all of Section 38.

Amend by inserting a new section designated Section 36, to read:

"Nothing in this act shall be construed to limit or abridge the powers of cities or towns to prescribe additional regulations for the operation of motor vehicles within their jurisdiction" and that what is now section 36 be 37 and the rest of the sections renumbered.

Amend section 23, by adding thereto the following: Provided, any person having signed an application of such minor, may file with the authority issuing such license a writteen request for the suspension of such license, and thereupon shall be relieved of the liability prescribed above for further damage. Upon the filing of such written request the license of such minor shall be suspended until his application is signed by some other person authorized as above provided. That H. B. No. 136, do pass as amended.

MARSHALL, Chairman.

On motion of Marshall report adopted.

The Committee on Enrolling reported as follows:

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: H. B. No. 60; H. J. R. No. 2.

MERRITT, Chairman.

Report adopted.

Committee on Printing reported as follows:

Helena, Montana, February 15, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 181 and Sub. for 37 and 57 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

On motion of Flachsenhar, duly seconded and carried, House recessed until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Speaker appointed Lillis of Yellowstone, Brown of Gallatin and Dellwo of Lake to act on the joint conference committee to consider Senate amendments to H. B. 68.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, House resolved itself into Committee of the Whole for Consideration of General Orders under same rules as previous sitting.

Mr. Marshall in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration, H. B. No. 99, 139, 152, S. B. 33, Respectfully report as follows:

That H. B. No. 99, be passed temporarily.

H. B. No. 139, Do Pass.

H. B. No. 152, Do Pass.

Senate Bill No. 53, be concurred in.

H. B. No. 99, Do Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Flachsenhar requested that Nicholson of Sweet Grass be excused for today and tomorrow. There being no objections Nicholson excused.

Flachsenhar announced a night session would be held this evening.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that Section 2 of Rule 35 of the House Rules be suspended for the day. The Speaker referred this motion to Committee on Rules, Joint Rules and Order of Business. Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business having had under consideration, the motion of Flachsenhar to suspend Section 2 of Rule 35 of the House Rules beg leave to report as follows: That we approve the motion as made and recommend that Section 2 of Rule 35 be suspended this date, February 15, 1929. On motion of Moss report adopted.

MOSS,
JOHNSON,
BRICKER,
NAGLE,
FLACHSENHAR.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The Committee on Rules, Joint Rules and Order of Business reported as follows:

February 15, 1929.

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business recommend that:

The House Rules of the Twentieth Legislative Assembly as adopted for the Rules of the Twenty-first Legislative Assembly, be amended as follows:

Amend Rule 8 to read as follows:

RULE 8. Committees.

The Committee on Rules, Joint Rules and Order of Business shall consist of the Speaker and four members to be by him appointed.

The Speaker shall appoint the following standing committees, to consist of such number of members, not exceeding fifteen, as he may elect, unless otherwise specially ordered by the House, viz:

1. Affairs of Cities.
2. Agriculture.
3. Apportionment and Representation.
4. Aviation.
5. Appropriations.
6. Banks and Banking.
7. Conservation of Resources.
8. Constitutional Amendments.
9. Corporations Other Than Municipal.
10. Dairying.
11. Development and Publicity.
12. Education.
13. Employment.
14. Engrossing.
15. Enrolling.

16. Fairs and Expositions.
17. Federal Relations.
18. Fish and Game.
19. Highways.
20. Horticulture.
21. Insurance.
22. Irrigation and Water Rights.
23. Journal.
24. Judiciary.
25. Labor.
26. Libraries.
27. Livestock and Public Ranges.
28. Mileage and Per Diem.
29. Military Affairs.
30. Mines and Mining.
31. New Counties and Divisions.
32. Petroleum, Oil and Gas.
33. Printing.
34. Privileges and Elections.
35. Public Health and Sanitary Affairs.
36. Public Morals, Charities and Reforms.
37. Public Safety.
38. Public Utilities and State Commissions.
39. Railroads and Transportation.
40. Revenue and Taxation.
41. Rules, Joint Rules and Order of Business.
42. State Boards and Officers.
43. State Institutions, Public Buildings and Grounds.
44. State Lands.
45. Township and Counties.
46. Waterways and Navigation.
47. Ways and Means.
48. Workmen's Compensation.

Amend Rule 20, Order of Business by interchanging Rules 5 and 7, and that Order of Business as given on Page 15 Rules of the 20th Session be corrected to conform to Rule 20 as above amended.

MOSS, Chairman.

On motion of Moss report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 15, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 206, 193, 186, 179, 166, 153, 135, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Corporations Other Than Municipal, having had under consideration, House Bill No. 141: A Bill for an Act entitled: "An Act to amend Sections 6008 and 6009 of the Revised Codes of Montana of 1921, relating to records of corporations and the inspection thereof." Respectfully report as follows: That House Bill No. 141 be amended in Section 1, and sub-section 6090, by adding the following words at the end of sub-section 6009:

(Records open to inspection). Such records shall be open to the inspection of any legislative committee, board, commission, or officer of the State of Montana whose duty it is to inspect or examine the same, and of any director, member or bona fide stockholder thereof; "Examination and Inspection, Denied When" provided however, the board of directors may, by unanimous vote, deny such examination or inspection to a stockholder who demands the same with intent to use to the injury of the corporation the information to be acquired thereby, and a showing of such intent shall be a complete defense to any action or proceeding brought by any such person to compel the officers of any such corporation to submit any of such records for his inspection or examination."

LUCAS, Chairman.

On motion of Lucas report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 123, introduced by Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana of 1921 relating to salaries of county officers." Respectfully report as follows: That House Bill No. 123 do pass.

BRETZKE, Chairman.

On motion of Bretzke, report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 195 introduced by Jameson: A Bill for an Act entitled: "An Act to amend Section 2159, Revised Codes of Montana 1921, relating to the duties of the County Clerk in relation to taxes." Respectfully report as follows: That House Bill, No. 195 do Pass.

BRETZKE, Chairman.

On motion of Bretzke, report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 226 introduced by Renwick: A Bill for an Act entitled: "An Act to amend Section 2037 of the Revised Codes of the State of Montana, 1921, relating to deputies for Assessors." Respectfully report as follows: That House Bill, No. 226 do pass.

BRETZKE, Chairman.

On motion of Bretzke, report adopted.

Flachsenhar announced a former member present, Hon. Angus McLeod of Silver Bow and the Speaker requested Goodwin to escort Mr. McLeod to a seat near him.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 110 introduced by Goodwin: A Bill for and Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921, as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly relating to the fees of Sheriffs." Respectfully report as follows: That House Bill No. 110 Do Pass.

BRETZKE, Chairman.

On motion of Bretzke, report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 230: A Bill for an Act entitled: An Act to prevent the defacement removal or destruction of highways construction detour signs or barricades, or warning lights and to prevent passage over construction work designated as closed to traffic. Respectfully report as follows: That House Bill No. 230 do pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, Senate Joint Memorial No. 4: A Memorial to the Honorable

Secretary of Agriculture to the United States advocating the establishment and promulgation of grades and standards of wheat, which shall take into account its protein content. Respectfully report as follows: That Senate Joint Memorial No. 4 be Concurred In.

BUDAS, Chairman.

On motion of Budas report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Helena, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on Motion of Senator Kemmis, duly seconded and carried, the President appointed Senators Kemmis, Stoutenburg and McQuitty to act with a like Committee from the House for the consideration of Senate Amendments to H. B. No. 68.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second time by title only, (except H. B. No. 260 which was read second time at length) and referred to committees:

H. B. No. 258, By Dellwo: A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana 1921 relating to the apportionment of the county common school funds." Committee on Education.

H. B. No. 259, By George: A Bill for an Act entitled: "An Act to amend Section 3886, Revised Codes of Montana, 1921, relating to the filing of annual reports by public utilities with the Public Service Commission of Montana." Committee on Public Utilities and State Commissions.

H. B. No. 260, By Miller of Fergus, By Request: A Bill for an Act entitled: "An Act making appropriation for and directing payment to the heirs of Christian Moeller, deceased, of moneys belonging to such heirs escheated to the State of Montana." Committee on Appropriations. (Read first time by title and second time at length.)

H. B. No. 261, By Committee on Education: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, relating to meetings of the State Board of Education and providing that quarterly meetings may be held at any of the State Institutions." Committee on Education.

H. B. No. 262, By Moulton, By Request: A Bill for an Act entitled: "An Act authorizing cities and towns to extend the time for paying overdue and delinquent local or special improvement assessments, and providing for the issuance of refunding bonds payable from such extended assessments." Committee on Revenue and Taxation.

H. B. No. 263, By Moulton and O'Day: A Bill for an Act entitled: "An Act to prohibit the employment of a Senator or Representative during the term for which he shall have been elected by any officer, board, department or institution of the State Government." Committee on Privileges and Elections.

H. B. No. 264, By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act requiring fire insurance companies to give information relative to fire losses to the State Fire Marshall and providing a penalty." Committee on State Boards and Officers.

H. B. No. 265, By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Chapter 209 of Part III of the

Political Code of Montana of 1921, by adding thereto a section to be known as section 2737-A relating to the powers and duties of the State Fire Marshal." Committee on State Boards and Officers.

H. B. No. 266, By Committee on Petroleum, Oil and Gas: A Bill for an Act entitled: "An Act for the conservation and protection of the supply of natural gas in the State of Montana, prohibiting waste and wasteful use of natural gas through the burning or consumption thereof for the manufacturing or producing of carbon or other resultant products therefrom, prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes within certain prescribed areas and providing penalties for the violation of such Act." Committee on Petroleum, Oil and Gas.

H. B. No. 267, By Jameson: A Bill for an Act entitled: "An Act to amend Section 9453 of the Revised Codes of Montana of 1921, as amended by Chapter 22 of the Session Laws of 1925, relating to the cure of defects in judicial sales of real property." Committee on Judiciary.

H. B. No. 268, By Johnson, Leavitt, Nagle and Jameson: A Bill for an Act entitled: "An Act to authorize the State of Montana to become indebted in the sum of three million dollars in excess of the constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, for the construction, repair, and equipment of necessary buildings, and other permanent improvements, at the several institutions of the State of Montana, consisting of the State University at Missoula, State College of Agricultural and Mechanic Arts at Bozeman, the Montana State School of Mines at Butte, the Montana State Normal College at Dillon, the Eastern Montana State Normal School at Billings, and the Northern Montana Agricultural and Manual Training School at Fort Assiniboine, now comprised in the University of Montana, and the State Orphans' Home at Twin Bridges, Montana School for Deaf and Blind at Boulder, the Montana State Industrial School at Miles City, the State Vocational School for Girls at Helena, State Insane Asylum at Warm Springs, Montana State Tuberculosis Sanitarium at Galen, State Soldiers' Home at Columbia Falls, and the State Prison at Deer Lodge; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof, prescribing the form of such bonds and providing for the levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon." Committee on Revenue and Taxation.

H. B. No. 269, By Ueland: A Bill for an Act entitled: "An Act permitting Boards of County Commissioners to provide at their option additional judges and clerks of election for the purpose of counting and tabulating votes and defining the duties and powers of the judges and clerks in each precinct containing one hundred and fifty or more registered voters, provided said precincts do not use voting machines and providing for the penalty for the violation of the provisions of this Act." Committee on Privileges and Elections.

H. B. No. 270, By Angvick: A Bill for an Act entitled: "An Act relating to agricultural seeds, amending Sections 3594, 3596 and 3602 Revised Codes of Montana of 1921, concerning the labeling requirements of agricultural seeds and mixtures and concerning penalties and prosecutions for violations of the law relating thereto." Committee on Agriculture.

H. B. No. 271, By Ueland: A Bill for an Act entitled: "An Act relating to the noxious weeds, providing methods for the extermination thereof, and repealing Sections 4506, 4507 Revised Codes of Montana of 1921 and Sections 4508 to 4512 inclusive Revised Codes of Montana of 1921 as amended by Chapter 60 of the Laws of 1923." Committee on Agriculture.

H. B. No. 272, By Jameson: A Bill for an Act entitled: "An Act to amend Section 8267 of the Revised Codes of Montana of 1921, relating to the affidavit of extension of the lien of real estate mortgages." Committee on Judiciary.

H. B. No. 273, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm co-partnership, association, joint stock company, syndicate, and corporation engaged in or carrying on the business of distributing to the public within this State natural gas not produced within this State, or engaged in the business of owning, controlling, managing, leasing, or operating a well or any system or plant for the distribution of natural gas, not produced within this State, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Committee on Revenue and Taxation.

H. B. No. 274, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaged in carrying on within this State the business of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Committee on Revenue and Taxation.

H. B. No. 275, By Kinville: A Bill for an Act entitled: "An Act to amend Section 464 of the Revised Codes of Montana, 1921, relating to official bonds of State Officers." Committee on State Boards and Officers.

H. B. No. 276, By Shepard: A Bill for an Act entitled: "An Act to amend Section 156 of the Revised Codes of the State of Montana, of 1921, relating to the powers and duties of the State Auditor, so as to empower the State Auditor to prescribe the system of accounting and reporting of all officers and agencies of the State; to amend Subdivision 2 of Section 210 of the Revised Codes of Montana, 1921, as amended by Chapter 78 of the Laws of Montana for 1923, relating to the powers and duties of the State Examiner; and to repeal Subdivision 2 of Section 306 of the Revised Codes of Montana, 1921, relating to the powers and duties of the State Accountant." Referred to Committee on Revenue and Taxation.

H. B. No. 277, By Shepard: A Bill for an Act Entitled: "An Act to authorize the State Board of Land Commissioners to receive, create and establish State Parks; to provide for their public use and regulation; to create and designate a State Park Director and to define his powers and duties; and to repeal all Acts and parts of Acts in conflict herewith." Committee on Development and Publicity.

H. B. No. 278, By Jones and Bonine: A Bill for an Act entitled: "An Act to amend Section 3881 of the Revised Codes of Montana of 1921, relating to public utilities, defining same and placing same under the supervision, regulation and control of the Public Service Commission of Montana." Committee on Public Utilities and State Commissions.

H. B. No. 279, By Ballard, English of Deer Lodge and Wilson: A Bill for an Act entitled: "An Act providing for the payment into the Public School Teachers' Permanent Fund of ten per cent of all moneys hereafter received into or for the credit of the State Common School Equalization Fund." Committee on Education.

H. B. No. 280, By State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 12525 of the Revised Codes of Montana, 1921, providing for the employment of a principal for the State Vocational

School for Girls and defining his qualifications." Committee on State Boards and Officers.

H. B. No. 281, By Committee on Mines and Mining: A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana of 1921, relating to the establishment of the Montana State Bureau of Mines and Metallurgy and changing the name thereof." Committee on Mines and Mining.

H. B. No. 282, By Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 219 of the Revised Codes of Montana of 1921, relating to the number and salaries of assistants, deputies and clerks in the Department of the State Examiner, and repealing Section 220 of the Revised Codes of Montana relating to additional deputies and assistants to the State Examiner." Committee on State Boards and Officers.

H. B. No. 283, By Johnson: A Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish a tannery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, hides and materials for the operation of same; for the employment of convict labor in connection with the operation thereof and disposal and use of the moneys derived therefrom." Committee on State Boards and Officers.

H. B. No. 284, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to amend Sections 4026, 4027, 4028, 4040 and 4050 of the Revised Codes of Montana of 1921, defining investment companies and securities, exempting certain securities from the provisions thereof; providing for the registration of agents of investment companies and permits to do business and prescribing fees to be paid by investment companies and stock brokers and agents thereof." Committee on Revenue and Taxation.

H. B. No. 285, By Leavitt and Simpson: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; creating county Boards of Equalization and creating a Railroad and Public Control Commission and the membership thereof; providing the term of office and the election of said members; the filling of vacancies; defining and prescribing the powers and duties of said commission; providing for hearings and establishment of rules, regulations, and orders of and under said commission, and for appeals therefrom, and to perform such other duties as may be prescribed by law." Committee on Constitutional Amendments.

H. B. No. 286, By Leavitt, By Request: A Bill for an Act entitled: "An Act providing for the establishment and maintenance and operation of a Central Accounting Department and Centralized Accounting System for the State of Montana and all its officers, departments, bureaus, institutions, boards, commissions, and agencies; providing for appointment of a State Accountant as head of such centralized accounting Department in connection with the establishment, maintenance and operation of such department and system." Committee on Revenue and Taxation.

H. B. No. 287, By Leavitt, By Request: A Bill for an Act entitled: "An Act to amend Section 4181 of the Revised Codes of Montana, 1921, relating to wage brokers and providing penalty for violation of Section 4173 to 4180 both inclusive." Committee on Judiciary.

H. B. No. 288, By Chatham: A Bill for an Act entitled: "An Act to amend Section 2006 of the Revised Codes of the State of Montana, 1921, relating to the general powers of Assessor." Committee on Townships and Counties.

H. B. No. 289, By Marshall, By Request: A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by

the banks designated as depositories by the State Depository Board." Committee on Appropriations.

Sub. for House Bill No. 164, By Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Sections 3574, 3576, 3579, 3581 and 3588 of the Revised Codes of Montana, 1921, as amended by Chapter 41 of the Session Laws of 1923 and Chapter 174 of the Session Laws of 1925, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates." Printing Committee.

THIRD READING OF SENATE BILLS

S. B. No. 33, introduced by Donovan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dunn, Ekegren, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Benjamin, Bretzke, Dellwo, Dougherty, English (Deer Lodge), Erickson, Hagestad, Johnson, Jones, Lewis, Nicholson, O'Day, Rolph, Thorburn, Waite. Total 15.

The Speaker gave notice that he was about to sign S. J. R. No. 2 and thereupon signed same.

The Speaker gave notice that he was about to sign H. B. No. 60, and thereupon signed same.

On motion of Flachsenhar, duly seconded and carried, House recessed until 8:00 P. M.

EVENING SESSION

House resumed at 8:00 p. m.

Mr. Speaker in the chair.

The Printing Committee reported as follows:

Helena, Montana, February 15, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 169-180-167 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR.

The following message was received from the Governor:

State of Montana
Office of The Governor

February 15, 1929.

The Speaker:
House of Representatives,
Helena,

I have the honor to advise you that I have this day approved House Bill No. 38, relating to contracts for printing.

J. E. ERICKSON, Governor.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Fish and Game having had under consideration, House Bill No. 113 being A Bill for an Act entitled: "An Act to amend section 13A of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana relating to the open season for deer." Respectfully report as follows: That House Bill, No. 113 be amended by striking out in line 21 section 1 the words "of this year" and as so amended Do Pass.

NELSON, Chairman.

On motion of Nelson report adopted.

Mr. Speaker: We, your committee on Public Utilities and State Commission, having had under consideration, H. B. 200 introduced by Darlington: A Bill for an Act entitled: "An Act to regulate the moving of houses, buildings, derricks and other structures, when it is necessary in connection therewith to cut, move, raise or in any manner interfere with any electric light or electric power wire or poles." Respectfully report as follows: That House Bill No. 200 Do Pass.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

Mr. Speaker: We, your committee on Public Utilities and State Commission having had under consideration H. B. 215 introduced by Roll: A Bill for an Act entitled: "An Act amending Chapter 71 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, and adding a new section: Relating to cities having a population of 24,000 or more according to the last government census, and owning and operating municipal water systems, empowering such cities to furnish water to any factory, industry and producer of farm or other products or inhabitants within three miles of the corporate limits of such cities and providing that any person unlawfully using such water shall be guilty of a misdemeanor, repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill, No. 215 Do Pass.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

Mr. Speaker: We, your committee on Public Utilities and State Commission having had under consideration, H. B. No. 213 introduced by Roll: A Bill for an Act entitled: "An Act to amend Section 4574, 4584 and 4592 of the Revised Codes of Montana of 1921, relating to rural improvement districts and providing for water systems within such rural improvement districts." Respectfully report as follows: That House Bill No. 213, Do Pass.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were introduced, read first and second times by title only (except H. B. No. 294, by Johnson, read first time by title and second time at length) and referred to committees:

H. B. No. 290, By Leavitt: A Bill for an Act entitled: "An Act providing for an administrative board consisting of the members of the Railroad Commission to act as ex-officio members of said administrative board and without additional compensation; providing for a seal for said board; prescribing the duties of said board; providing that the operation and carrying out of the provisions of law relating to oil inspection, gasoline inspection, oil producers' license tax collection and inspection, gasoline tax of distributors and dealers inspection and collection, and the making of refunds therefrom; the regulation of production of oil and gas; the regula-

tion of real estate brokers; the regulation of motor vehicle licenses, and the supervision of the Department of Weights and Measures shall all be under the supervision of said administrative board; providing for the organization of the State into districts for the purpose of economizing in inspections; transferring all the powers relating to the inspection and regulation of the above mentioned boards to the Administrative Board, and repealing all Acts and parts of Acts in conflict herewith." Committee on State Board and Officers.

H. B. No. 291, By Ryder: A Bill for an Act entitled: "An Act creating a Department of Publicity and Immigration, defining its power and duties, designating a Director of Publicity and Immigration as Chief Executive Office of said Department, and defining his compensation, powers, and duties; repealing the following Acts and parts of Acts of the Laws of Montana, and all Acts and parts of Acts in conflict herewith; paragraphs 3 and 11 of Section 3561 and Section 3565 of the Revised Codes of 1921; Sections 3638 to 3644 inclusive and Section 3648 of the Revised Codes of 1921; Section 4056 of the Revised Codes of 1921, as amended by Chapter 40 of the Laws of the Nineteenth Legislative Assembly." Committee on State Boards and Officers.

H. B. No. 292, By Barry and Monaghan: A Bill for an Act entitled: "An Act prohibiting the manufacture of or importation into the State of Montana of motor vehicles equipped with internal combustion engines for use upon the public highways of the State of Montana for the transportation of persons or property unless said motor vehicles are equipped with automatic starting mechanism or auxiliary starting engines; and prescribing penalties for violation of the provisions of this Act." Committee on Highways.

H. B. No. 293, By Jergensen, By Request: A Bill for an Act entitled: "An Act creating a Bureau of Geology and Mineral Resources, and defining its powers and duties." Committee on Mines and Mining.

H. B. No. 294, By Johnson: A Bill for an Act entitled: "An Act to provide for a packing plant at the State Prison; for the purchase of the machinery and equipment therefor, and cattle, hogs and sheep for manufacture therein, and for the supervision and finance thereof and appropriating the sum of thirty-five thousand (\$35,000.00) Dollars from the General Fund of the State therefor." Committee on Appropriations. (Read first time by title and second time at length.)

H. B. No. 295, By Fairgrieve, By Request: A Bill for an Act entitled: "An Act to amend Section 12288 and 12291 of the Revised Codes of 1921, providing for probation officers, their appointment, salaries and duties, procedure on criminal complaints against minors and the institutions to which juvenile delinquents may be committed and providing for their commitment to individuals holding the same religious beliefs as the juvenile delinquent." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 296, By Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business within this State of producing for sale, profit or use the commodity or substance known as 'Carbon Black,' to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Committee on Revenue and Taxation.

H. B. No. 297, By Committee on Petroleum, Oil and Gas: A Bill for an Act entitled: "An Act to amend Sections One, Seven, Nine, Ten, and Eleven of Chapter 109, Laws Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufacturers, dealers, distributors, purveyors, and sellers of gasoline, kerosene, distillate, lubricating oil

or grease, road oil, fuel oil and oil and grease for boilers." Committee on Petroleum, Oil and Gas.

H. B. No. 298, By Committee on Railroads and Transportation: A Bill for an Act entitled: "An Act to amend Section 6573 of the Revised Codes of Montana of 1921, relating to persons to whom free transportation may be issued." Committee on Railroads and Transportation.

H. B. No. 299, By Leavitt: A Bill for an Act entitled: "An Act to amend Sections 2004, 2005, and 2006 of the Revised Codes of the State of Montana of 1921 relating to assessment of property for taxation purposes; requiring County Commissioners to furnish assessors with the necessary statement blanks, the form and contents thereof to be prescribed by the State Board of Equalization; requiring such statements to be delivered to all persons subject to taxation and returned to him properly executed by the person to whom delivered; defining the powers and duties of the assessor in relation to such statement and assessment; providing penalty for the violation of this Act, and repealing all Acts and parts of Acts in conflict herewith." Committee on Revenue and Taxation.

H. B. No. 300, By Leavitt, By Request: A Bill for an Act entitled: "An Act providing for the change in boundaries of irrigation districts by eliminating therefrom for the purposes of platting a townsite or addition thereto, forbidding the platting of a townsite within the boundaries of irrigation districts." Committee on Irrigation and Water Rights.

H. B. No. 301, By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act declaring the running at large horses within certain areas for a period of over fifteen days a public nuisance; providing for the creation of areas from which such horses are barred from running at large, providing the penalty for horses running at large within certain areas and amending all Acts and parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

H. B. No. 302, By Leavitt, By Request: A Bill for an Act entitled: "An Act to amend Section 10213 of the Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 67 of the Laws of the Twentieth Legislative Assembly relating to the manner of service of the order to show cause upon a petition for an order to sell real estate in probate proceedings." Committee on Judiciary.

H. B. No. 303, By Ueland: A Bill for an Act entitled: "An Act to impose certain license fees for State purposes on theatres within the State of Montana, providing for the amount of the license, providing for the collection thereof, and for the distribution of all fees received thereunder." Committee on Revenue and Taxation.

H. B. No. 304, By Wilson: A Bill for an Act entitled: "An Act permitting County Commissioners to levy a special tax not to exceed one mill, the proceeds to be used for the Montana State Fair." Committee on Fairs and Expositions.

H. B. No. 305, By Bretzke: A Bill for an Act entitled: "An Act providing for the designation by the County Clerk and Recorder in counties of the sixth class of one deputy who shall be termed the bookkeeper and fixing the salary thereof." Committee on Townships and Counties.

H. B. No. 306, By Goodwin: A Bill for an Act entitled: "An Act to make valid enforceable written provisions or agreements for the arbitration of disputes." Committee on Judiciary.

MOTIONS AND RESOLUTIONS

H. J. R. No. 4 introduced by Salyerds: Referred to Committee on Highways: (Read first time by title and second time at length).

HOUSE JOINT RESOLUTION NO. 4.

Introduced by Salyerds.

To the Honorable, The Highway Commission of the State of Montana:

Whereas, there is present and increasing need of highway bridges over the Missouri and lower Yellowstone rivers in the State of Montana, and

Whereas, the next session of the legislature of the State of Montana may be interested in providing for the construction of such bridges.

BE IT RESOLVED, by the House of Representatives of the State of Montana, the Senate concurring,

That the State Highway Commission of the State of Montana is hereby requested to make necessary examinations and surveys preliminary to the location for construction of highway bridges over the Missouri and Yellowstone Rivers in the State of Montana, as follows:

At a crossing of the Missouri river on the highway connecting Chinook and Malta with Lewistown.

At a crossing of the Missouri river on the Highway connecting Glasgow and Jordan.

At a crossing of the Missouri river on the highway connecting Culbertson and Sidney.

At a crossing of the lower Yellowstone river at or near Sidney, Montana.

Such preliminary surveys, data and estimates of cost, and any other desirable information herein requested, to be submitted to the twenty-second session of the Legislature of the State of Montana, or before the twenty-fifth day of January, 1931.

House Resolution No. 6, By Fairgrieve: "A Resolution requesting the State Railroad Commission of Montana to make application to the Inter-state Commerce Commission for a special reduction in freight rates on coal shipped from Montana mines to eastern points." Committee on Public Utilities and State Commissions. (Read first time by title and second time at length).

HOUSE RESOLUTION NO. 6.

Introduced by Fairgrieve

A Resolution requesting the State Railroad Commission of Montana to make application to the Inter-State Commerce Commission for a special reduction in freight rates on coal shipped from Montana mines to eastern points.

Be it resolved by the House of Representatives of the State of Montana, the Senate concurring:

That we respectfully urge the State Railroad Commission of Montana to make application to the Inter-State Commerce Commission for a special reduction in freight rates on coal mined in Montana, to the ports at the head of the Great Lakes and intermediate points by reason of the fact that it has been made to appear that high freight rates on coal mined in Montana practically prohibits such coal from being marketed in Eastern States and by reason of such high freight rates, cannot compete in the open market at said points, with the non-union mined coal of Oklahoma and Tennessee, which is now being shipped into and sold in Minnesota and other adjoining points by reason of lower freight rates, between the point of the production of said Oklahoma and Tennessee coal and a point of marketing the same.

On motion of Bretzke H. B. No. 123 was recalled from the Printing Committee and referred to Committee on Townships and Counties for the purpose of adding amendments thereto.

House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second time by title only, and referred to committee:

H. B. No. 307, By Dougherty: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commissioners of Agriculture in connection therewith and prescribing penalties for violation of this Act." Committee on Agriculture.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, duly seconded and carried, the House resolved itself into a Committee of the Whole for the Consideration of General Orders.

Mr. Marshall in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, Senate Joint Memorial No. 4, Respectfully report as follows: That S. J. M. No. 4 recommended that S. J. M. No. 4, be concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

House reverted to Order of Business No. 5.

INTRODUCTION OF BILL AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second times by title only (except H. J. M. 5 and H. M. 1 read first time by title only and second time at length.)

House Joint Memorial No. 5, By Ekegren, Budas, Anderson, Dellwo, Wickware, Miller and Angvick: "Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the poultry industry." Committee on Federal Relations. (Read first time by title and second time at length.)

HOUSE JOINT MEMORIAL NO. 5.

Introduced by Ekegren, Budas, Anderson, Dellwo, Wickware, Miller and Angvick.

Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the poultry industry.

To the Honorable Senate and House of Representatives of the United States of America:

1. Your Memorialists, the Members of the Twenty-first Legislative Assembly of the State of Montana, the House and the Senate concurring respectfully represent:

WHEREAS, the Poultry Growers of the United States are now meeting with destructive competition and cannot survive the present rate of increase in the importation of dressed poultry; and,

WHEREAS, the Poultry Growers of the United States are entitled to the advantage of a tariff so-called, that it will effectually diminish the volume of such imports; and,

WHEREAS, such imports originate in countries where the cost of production is materially less than in the United States; and,

WHEREAS, such tariff protection is absolutely necessary to the development and success of the poultry industry;

NOW, THEREFORE, BE IT RESOLVED, That it is the sense of your Memorialists, the Legislative Assembly of the State of Montana, that the

Congress of the United States should by proper legislation adequately protect the interests of the poultry industry by increasing the duty upon dressed poultry.

BE IT FURTHER RESOLVED, that a copy of this Memorial, duly authenticated, be sent to the President of the Senate, and the Speaker of the House of Representatives of the United States and to each of the Senators and Representatives of Montana.

House Memorial No. 1, by Chatham, By Request: "Petitioning Congress to propose to the legislature of the several states of the Union an amendment to the constitution of the United States amending, abrogating or modifying the Eighteenth Amendment thereof in such manner as shall enable Congress to provide for and control the manufacture of all distilled alcoholic and all malted alcoholic liquors manufactured in or imported into the United States, and the sale and disposition thereof." Committee on Public Morals, Charities and Reforms. (Read first time by title and second time at length.)

HOUSE MEMORIAL NO. 1

Introduced by Chatham by request

Petitioning Congress to propose to the legislature of the several states of the Union an amendment to the constitution of the United States amending, abrogating or modifying the Eighteenth Amendment thereof in such manner as shall enable Congress to provide for and control the manufacture of all distilled alcoholic and all malted alcoholic liquors manufactured in or imported into the United States, and the sale and disposition thereof.

To the Honorable Senate and House of Representatives in Congress of the United States assembled:

WHEREAS the Eighteenth Amendment to the Federal Constitution and the prohibition laws enacted by Congress thereunder are in violation of the spirit of the Constitution as existing prior thereto, there being no sound reason why he should surrender to the government the rights therein involved, and in as much as the purpose of government as expressed in the original Constitution do not embrace such regulations as are comprehended in such amendment, and the same is in conflict with the purposes and intent of the founders of the general government, being a scheme of pure governmental paternalism and an effort to force all citizens to comply with the ideals of zealots, and is oppressive and repulsive to the ideals and spirit of true Americanism and the deliberate judgment of thoughtful men and women the world over, and, in this age of enlightenment, as futile and vain as the former puritanical laws enacted for the suppression of witchcraft, profanity and the use of tobacco; and

WHEREAS said Eighteenth Amendment was enacted during a period of nervous and mental strain, and with the season judgment of a majority of the people, and

WHEREAS the Eighteenth Amendment, and the subsequent enforcement laws were breeders of, "moonshine battles", "bootleg murders" and murders by enforcement officers, "bottled poison", destruction of the constitutional guaranty of the sanctity of the home from unreasonable search and seizure, over-burdening of the court dockets with prohibition prosecutions and prisons with convicts: Increasing the use of ardent spirit among the youth of the land, has put a premium on the illicit liquor trade, depriving the government of a revenue of at least half billion dollars annually, taken from the channels of trade and industry hundred of millions of dollars annually and sent it into foreign countries for the purchase of liquor; and

WHEREAS the people of this commonwealth, after patiently suffering the ills arising from said constitution amendment, and receiving no correspondent benefit therefrom, for a period of more than seven weary years, at an initiative election held November 2nd, 1926, repealed all of

their laws respecting the use and sale of intoxicating liquors and the enforcement of prohibition, thereby expressed their weariness and disgust with the harmfulness and lack of usefulness of such legislation, and,

WHEREAS an initiative measure incorporating not the laws of the State of Montana all of the provisions of the Volstead Act was repudiated by the voters of the State of Montana at the General Election held November 6th, 1928, and

WHEREAS PROHIBITION has never, at any time or place been a success, or ever accomplished the purpose promised;

NOW, THEREFORE, BE IT RESOLVED, we, the Twenty First Legislative Assembly of the State of Montana, do hereby petition and earnestly pray the Honorable Congress of the United States that it provide for the submission to the several legislatures of the States of the Union in the manner provided by the Federal Constitution, and amendment to said constitution which will in effect abrogate, amend or modify the Eighteenth Amendment thereto in such manner and effect as will enable or command Congress to pass suitable legislation to permit the manufacture, importation, sale and dispensing of distilled and malted alcoholic liquors and beverages, imposing a fair and reasonable tax thereon, and making the same available to the citizens of ordinary means, and exercising a sufficient police power to shield the weak or imbecile and the minor.

THIRD READING OF SENATE BILLS

Senate Joint Memorial No. 4, introduced by Cowan, Tower, Kemmis, Staggs, Holton, Gustafson and Ruffcorn, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Moss, Murphy, Nagle, Nelson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Clausen, English (Deer Lodge), Freed, Hodgskiss, Johnson, Kinville, Knight, MacRae, Miller (Fergus), Moulton, Nicholson, Nelstead, Shepard, Thorburn. Total 14.

The Engrossing Committee reported as follows:

February 15, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 83-99-139.

GREEN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 83, introduced by Brown of Gallatin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gor-

don, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Jergensen, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Gallatin), Ekegren, English (Deer Lodge), Hodgskiss, Johnson, Kinville, Knight, MacRae, Moss, Nelstead, Nicholson, Shepard, Thorburn. Total 13.

H. B. No. 99, introduced by Dellwo, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Jones, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Gallatin), Ekegren, English (Deer Lodge), Fulsher, Hodgskiss, Johnson, Kinville, MacRae, Moss, Nelstead, Nicholson, Shepard, Thorburn. Total 13.

H. B. No. 139, introduced by Logan, Hanley and Chatham, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Gallatin), Ekegren, English (Deer Lodge), Hodgskiss, Johnson, Kinville, Knight, MacRae, Nelstead, Nicholson, Shepard, Thorburn, Willis. Total 13.

House reverted to order of business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Workmen's Compensation having had under consideration House Bill No. 52: A Bill for an Act entitled: "An Act to amend Sections 2912, 2913, 2914, 2915, 2918, 2920, 2921, 2994, and 2995 of the Revised Codes of Montana 1921, as amended by Chapter 121 Session Laws 1925 relating to the Workmen's compensation Law; and providing compensation for injury producing temporary total disability, compensation for injury producing total disability permanent in character,

compensation for partial disability, compensation for injury causing death, specifying date from which compensation may be paid, providing compensation for certain specified injuries, defining hernia cases, fixing amount for deposit by employers under plan three specifying the manner and time for making payment of premium assessments, and repealing all Acts and parts of Acts insofar as the same may conflict herewith."

And House Bill No. 66: A Bill for an Act entitled: "An Act to amend sections 2817, 2907, 2914, 2918, 2923, 2924, 2944, 2952 and 2959 of the Revised Codes of Montana of 1921, and Sections 2912, 2913, 2915, 2917 and 2920 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925, relative to Workmen's Compensation and to repeal Section 2978 to 2989 inclusive; said sections having to do with plan number two."

Respectfully report as follows: That House Bills No. 52 and 66 Do Not Pass.

But that Committee on Workmen's Compensation, substitute for House Bills Nos. 52 and 66: A Bill for an Act entitled: "An Act to amend Sections 2907, 2914, 2918, 2921, 2923, 2924, 2933, 2944, 2952, 2959 and 2981 of the Revised Codes of 1921, and Sections 2912, 2913, 2915, 2917 and 2920 of the Revised Codes of Montana of 1921, as amended by Chapter 121, of the Session Laws of the Nineteenth Legislative Assembly of 1925, relative to Workmen's Compensation."

Respectfully report as follows: That Substitute for House Bills Nos. 52 and 66 Do Pass.

MILLER of Fergus, Chairman.

On motion of Miller of Fergus report adopted.

On motion of Flachsenhar, duly seconded and carried, House recessed fifteen minutes.

House resumed at 9:15.

Mr. Speaker in the chair.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times by title only, and referred to committees:

H. B. No. 308, By Goodwin: A Bill for an Act entitled: "An Act creating a public utilities commission of the State of Montana, providing an ex officio board of public utilities commissioners composed of the Governor, State Auditor and the member of the Board of Equalization of opposite political faith of the Governor, to act without additional compensation; transferring to the Public Utilities Commission all of the duties, functions, and powers now imposed upon the Board of Railroad Commissioners of Montana and the Public Service Commission of Montana; abolishing the office of the Railroad Commission and the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of the State of Montana; providing regulations and duties of the Public Utilities Commission of Montana and repealing Section 3779 of the Revised Codes of Montana of 1921, and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921." Committee on State Boards and Officers.

H. B. No. 309, By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana, 1921, as amended by Chapter 84, Laws of the Nineteenth Legislative Assembly, relating to refunding County bonds." Committee on Townships and Counties.

UNFINISHED BUSINESS

Flachsenhar announced that Harry Woods, janitor in the Senate, had lost his little boy and the pages and others were passing a hat for contributions. Suggested that similar action would be in order at the House.

On motion of Flachsenhar, duly seconded and carried House adjourned until tomorrow, Saturday, February sixteenth at 10:00 a. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-FIRST DAY

House of Representatives
Helena, Montana, February 16, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Knight, Ryder and Shepard absent; Nicholson excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fortieth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

February 16, 1929.

Mr. Speaker and the Honorable House of Representatives, Helena, Montana.

The Committee on Agriculture, to whom was referred the Findings of the Special Committee appointed to investigate the Department of Agriculture Labor and Industry, and the Findings of the said Special Committee are herewith attached to and submitted as follows, to-wit:

BUDAS, Vice-Chairman.

Report read at length by the Clerk. Moved by Budas that the report be adopted, printed at length on the daily status sheets and not shown in the Journal. Seconded and carried.

Mr. Speaker: We, your committee on Agriculture having had under consideration, House Bill No. 121: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commissioner of Agriculture in connection therewith and prescribing penalties for violation of this Act." Respectfully report as follows: That House Bill No. 121 Do Not Pass.

BUDAS, Chairman (Vice).

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 102, introduced by Curran, Wickware, and Hodgskiss: A Bill for an Act entitled: "An Act defining a Habitual Criminal and providing the penalty to be imposed upon a person found to be a Habitual Criminal as defined in this Act." Respectfully report as follows: That House Bill No. 102 be amended as follows: In Section 1, after the word "twelve" in Line 19 of the original bill, the words "and one half" be inserted, and that as amended, House Bill No. 102 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 175, introduced by Jameson: A Bill for an Act entitled: "An Act validating certain defective deeds and instruments, the record thereof, and providing that such deeds and instruments and certified copies thereof may be admitted in evidence." Respectfully report as follows: That House Bill No. 175 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 128, introduced by Nagle: A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment." Respectfully report as follows: That House Bill No. 128 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 145, introduced by Nelstead: A Bill for an Act entitled: "An Act to provide for the foreclosure of installment mortgages upon real estate and repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill, No. 145 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 155, introduced by Jameson: A Bill for an Act entitled: "An Act to amend Section 9410 of the Revised Codes of Montana for 1921 relating to Judgment Liens." Respectfully report as follows: That House Bill No. 155 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 161, introduced by Purnell: A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors." Respectfully report as follows: That House Bill, No. 161 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 93, introduced by Budas: A Bill for an Act entitled: "An Act to repeal all of Chapter 71 of the Session Laws of the Eighteenth Legislative Assembly of 1923, relating to the collection of taxes and assessments levied for irrigation district and drainage district purposes, and requiring County Treasurers to collect, receive and receipt for such irrigation district and drainage district taxes and assessments at the same time and upon the same receipt as taxes levied upon real property for county purposes." Respectfully report as follows: That House Bill No. 93 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee, beg leave to report the following bills correctly enrolled: H. B. No. 2-14-39.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 13, introduced by Buck, and thereupon signed same.

The Speaker gave notice that he was about to sign H. B. No. 14, introduced by Buck, and thereupon signed same.

The Speaker gave notice that he was about to sign H. B. No. 2, introduced by Arnold of Stillwater, and thereupon signed same.

MOTIONS AND RESOLUTIONS

Moved by Dunn, seconded and carried, that H. B. No. 255, be recalled from the Committee on Ways and Means and referred to Committee on Labor. So ordered.

Moved by Moss, seconded and carried, that consideration of House Bills Nos. 94, 149, and 150, be passed for the day.

CONSIDERATION OF MESSAGES FROM SENATE

The following messages were received from the Senate: Moved by Flachsenhar, seconded and carried, that the messages from the Senate be considered read at length and Journal so show.

Helena, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill and Senate Joint Memorial were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for Concurrence:

Senate Bill No. 17 by Wheeler.

S. J. M. No. 7 by Staggs, Holton and Crawford.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, this day, having had under consideration H. B. No. 12 by Johnson, recommends that bill be not concurred in, report adopted, and bill is herewith returned to the House.

Also, Committee on Judiciary, having had under consideration H. B. No. 75 by Willard, recommends that bill be not concurred in, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Roads and Highways: H. B. No. 127, By George: Recommend same be Concurred In.

Committee on Federal Relations: S. J. M. No. 8, by Campbell of Missoula: Recommend same Do Pass.

Committee on Education: H. B. No. 5, by Marshall, Willard, Shepard and Besancon: Recommend same be amended by striking therefrom the Senate Committee on Taxation amendment, and by striking from the original bill all of lines 24 to 30 inclusive and inserting in lieu thereof the following: "Up to and inclusive of seven mills the entire proceeds of the levy shall be apportioned as heretofore provided by law except as hereinafter provided. If the total enrollment in the county high school, as of October first, is less than fifty per cent of the total high school enrollment in said county, the county high school board may, if said tax exceeds six mills, direct that the proceeds of any additional mileage be used for the support of the county

high school alone," and recommend that the bill as so amended, be Concurred In.

Committee on Education, H. B. No. 45, by Moulton, Miller of Fergus, Salyerds and Hanley: Recommend same be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 89 be Concurred In.

That H. B. No. 80 be Concurred In.

That H. B. No. 88 be Concurred In.

That H. B. No. 105 be amended in Section 1, by striking out in Line 7 of the printed bill the word "four" and inserting in lieu thereof the word "three", and as so amended, recommend same be Concurred In.

That S. B. No. 50 Do Pass.

That consideration of S. B. No. 60 be passed for the day.

That consideration of S. B. No. 52 be passed for the day.

That S. B. No. 35 Do Pass.

That S. B. No. 36 Do Pass.

That S. B. No. 38 be amended in Section 1 by inserting after the word "pounds" in Line 18 of the printed bill, the words "Seven Dollars and fifty cents—plus" and further amend by inserting after the word "thereof" in Line 19 the words "over Two Thousand pounds," Also insert between Lines 21½ and 22 the following: "Trucks not over one-half ton, Seven Dollars and fifty cents," and as so amended, recommend same Do Pass.

That H. B. No. 97 be Concurred In.

That H. B. No. 98 be Concurred In.

That consideration of H. B. No. 40 be passed for the day.

That H. B. No. 28 be Concurred In.

That H. B. No. 95 be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

AFTERNOON SESSION

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By McCleary and Duncan: A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana, 1921, as amended by Chapter 84, Laws of the Nineteenth Legislative Assembly, relating to County Bonds."

By Campbell, Missoula: A Bill for an Act entitled: "An Act providing for the manner of nominating and electing District Judges in Districts having two or more Judges, and amending Section 8813 of the Revised Codes of Montana, 1921, by adding thereto a sub-section to be known as sub-section A."

By Schnitzler and Wuerthner: A Bill for an Act entitled: "An Act to amend Paragraph 7 of Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to Building and Loan Associations, in assessment and collection of dues, fines, interest, fees and premiums and providing for penalty for the violation thereof."

Also the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 93, by Eaton: A Bill for an Act entitled: "An Act to amend Sections 1092, 1094 and 1099 of the Revised Codes of Montana of 1921, as amended by Chapter 131 of the Session Laws of the Eighteenth Legislative Assembly of 1923 relating to the preparation and requirements necessary for the issuance of certificates to teach." Committee on Education.

S. B. No. 94, by Eaton: A Bill for an Act entitled: "An Act for submission to the qualified electors of the State of Montana of an amendment to the Constitution of the State of Montana by amending Section 2 of Article V, relating to tenure of office of Senators and Representatives, Section 6 of Article V, relating to time of meeting of legislative assembly and term of service of members, and Section 12 of Article XII of the Constitution of the State of Montana, relating to the appropriations and levies by the Legislative Assembly." Committee on Constitutional Amendments.

S. J. R. No. 2, by Eaton: Concerning a uniform law for High Schools in the State of Montana and asking for a High School Survey Commission to be appointed by the State Board of Education." Committee on Education.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Irrigation & Water Rights: S. B. No. 56 by Gustafson: Recommend that same Do Not Pass.

Committee on Public Buildings: H. B. No. 11, by Leavens: Recommend same be Concurred In.

Committee on Finance and Claims: H. B. No. 72, by Leavitt and Simpson: Recommend same be Concurred In.

Committee on Finance and Claims, S. B. No. 81, by Finance & Claims Committee: Recommend same Do Pass.

Committee on Fish and Game: S. B. No. 57, by Pauline: Recommend same Do Not Pass.

Committee on Fish and Game: S. B. No. 76, by Goodman: Recommend same Do Not Pass.

Committee on Federal Relations: H. J. M. No. 3, by Willis: Recommend same be Concurred In.

Committee on Fish and Game: Sub. for H. B. No. 53, by Committee on Fish and Game: Recommend same be Concurred In.

Committee on Fish and Game: H. B. No. 59, by Hodgskiss: Recommend same be amended as follows: Strike out in the original bill, Line 5, after the word "begin," the words "November 1 and end December 1," and insert in lieu thereof, the words "October 15th and end November 23rd," and as so amended, recommend bill be Concurred In.

Committee on Federal Relations, H. J. M. No. 4, by Nelson and Jones: Recommend same be Concurred In.

Committee on Libraries: S. B. No. 67, by Donovan: Recommend bill be amended by inserting after the "comma" following the word "section" in Section 3 of the original bill, the following: "unless the board of trustees, at the time of making their annual report, certify that a fixed lesser amount will be sufficient for the needs of the library, in which event the amount so fixed by the trustees shall be paid," and as so amended, recommend the bill Do Pass.

Committee on Judiciary: H. B. No. 12 by Elmer Johnson: Recommend same be Not Concurred In.

Committee on Judiciary: H. B. No. 16, by Leavitt: Recommend that Section 1 of said bill be amended by striking out the comma after the word "paid" in line 11 of Page 2 of the typewritten bill and inserting in lieu thereof a period.

Further recommend that Section be amended by striking all of the rest of said section after the word "paid" in said Line 11 of Page 2 of the typewritten bill, and as so amended, recommend bill be Concurred In.

Committee on Judiciary: H. B. No. 75, by Willard: Recommend that the same be Not Concured In.

Committee on Judiciary: H. B. No. 115, by Cooney: Recommend same be Concurred In.

Committee on Judiciary: S. B. No. 84, by Duncan and Stewart: Recommend same Do Pass.

Committees on Counties and Towns: H. B. No. 76, by Bretzke: Recommend same be Concurred In.

Committee on Banks and Banking: S. B. No. 31, Recommend same be amended as follows: Amend Section 1 in Line 17 on Page 4 by striking out the words "March 1, 1931" and inserting in lieu thereof the words "December 31, 1930," and as so amended, recommend bill Do Pass.

A minority of Committee on Education: S. B. No. 3, by Garber: Recommend same Do Pass.

Committee on Fairs and Expositions: Sub. H. B. No. 77, by Committee on Fairs and Expositions: Recommend bill be Concurred In.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows, report adopted:

That consideration of S. B. No. 44 be passed for the day.

That S. B. No. 47 Do Pass.

That consideration of S. B. No. 28 be passed for the day.

That S. B. No. 32 Do Pass.

That consideration of H. B. No. 84 be passed for the day.

That consideration of H. B. No. 3 be passed for the day.

That H. B. No. 4 be amended by striking out in Line 13 the word "two" and inserting in lieu thereof the word "three," and as so amended, recommend same be Concurred In.

That consideration of H. B. No. 95 be passed for the day.

That Committee arise and report.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Porter: A Bill for an Act entitled: "An Act to amend Sections 4873 and 4874, Revised Codes of Montana, 1921, relating to the compensation allowed deputy County Officers and assistants, and the fixing of the number and compensation thereof by boards of County Commissioners."

By Wuerthner: A Bill for an Act entitled: "An Act to amend Section 88 of Chapter 60 of the Twentieth Legislative Assembly of the State of Montana relating to default in payment of purchase price, cancellation of certificate, and adding an emergency clause to prevent forfeiture."

By Kennedy: A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana of 1921, relating to the establishment of the Montana State Bureau of Mines and Metallurgy and changing the name thereof."

By Larson and Campbell of Missoula: A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of courts of record; abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and County officers having charge of election affairs and judges and clerks of election, and adapting the provisions of the laws as they now exist to the non-partisan election of Judges of courts of record."

By Kane: A Bill for an Act entitled: "An Act authorizing the State Fish and Game Commission to prohibit the distribution of poisons and poisoned bait on certain designated areas and prescribing penalties for the violation of this act."

By Pauline: A Bill for an Act entitled: "An Act to prohibit the purchasing of automobiles by the State of Montana for State use, except motor trucks, providing for the use of private owned automobiles by state employees for state purposes and fixing the mileage to be allowed employees for the use of same; providing for marking and registering all state-owned motor trucks and requiring daily mileage reports; prohibiting the use of state owned motor vehicles for private purposes and fixing the penalty for the same."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to Committees:

S. B. No. 87. Introduced by Campbell of Missoula. A Bill for an Act entitled: "An Act to amend Section 11466 of the Revised Codes of Montana of 1921, relating to malicious injury to railroads, highways and other property, being Chapter 51, defining certain injuries to telephone, telegraph and electric light lines and providing for a penalty for the malicious interference therewith." Referred to Committee on Corporations other than Municipal.

S. B. No. 88. Introduced by Dowlin and Richardson. A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and to provide for the publication of delinquent tax list." Referred to Committee on Counties and Towns.

S. B. No. 89. Introduced by Keeley. A Bill for an Act entitled: "An Act to amend Section 7120 of the Revised Codes of the State of Montana of 1921, pertaining to issuance and service of summons in connection with the appropriation of water from adjudicated streams." Referred to Judiciary Committee.

S. B. No. 90. Introduced by Church. A Bill for an Act entitled: "An Act to promote and protect the poultry industry and for the prevention, control, and extermination of infectious, contagious, and destructive diseases of poultry, and prescribing a penalty for the violation of any of the provisions of this Act." Referred to Committee on Agriculture.

S. B. No. 91. Introduced by Joffray. A Bill for an Act entitled: "An Act to amend Chapter 88 of the Session Laws of 1927 relating to the registration fees of motor vehicles." Referred to Committee on Roads and Highways.

S. B. No. 92. Introduced by Committee on Fish and Game. A Bill for an Act entitled: "An Act defining, regulating and providing for the licensing of fur dealers and their agents and providing penalties for the violation of this Act." Referred to Committee on Fish and Game.

S. J. M. No. 8. Introduced by Campbell of Missoula. "Memorial to the Congress of the United States of America directing attention to the great need for authorizing the appropriation of adequate moneys for the construction and maintenance of fire lanes, telephone lines, roads and trails and other improvements necessary for the prevention of fires on the forested areas of Montana, and for the construction of stock driveways, stock-watering places and other similar improvements desirable for the range management." Committee on Federal Relations.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 15, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Larson: A Bill for an Act entitled: "An Act to repeal Chapter 123 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana of 1927 relating to the registration of motor vehicles; relating to the application for registration; defining the duties of the County Treasurer and the registrar of Motor Vehicles; and providing a penalty for failure to make application for registration within a prescribed time."

By Church: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 85 of the Laws of the Twentieth Legislative Assembly, being an amendment to Section 2235 of the Revised Codes of 1921 of the State of Montana, having to do with the sale of unredeemed property by County Commissioners."

By Donovan: A Bill for an Act entitled: "An Act to amend Section 1632 of the Revised Codes of Montana of 1921 relating to inspection of highways and construction work by boards of County Commissioners and compensation therefor."

Also, the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 95. Introduced by Goodman. A Bill for an Act entitled: "An Act to amend Section 718 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to the affidavit of absentee voters, and to amend Section 721 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to marking and swearing to ballot by absent elector." Referred to Committee on Elections and Privileges.

S. B. No. 96. Introduced by Eaton. A Bill for an Act entitled: "An Act for submission to the qualified electors of the State of Montana of an amendment to Section 19 of article VIII and Section 5 of Article XVI of the Constitution of the State of Montana relating to the term of office of county officers." Referred to Committee on Constitutional Amendments.

S. B. No. 97. Introduced by Keeley. A Bill for an Act entitled: "An Act amending Section 4875 of the Revised Codes of the State of Montana for 1921 concerning the number of deputies allowed certain county officers." Referred to Committee on Counties and Towns.

S. B. No. 98. Introduced by Pauline. A Bill for an Act Entitled: "An Act to prohibit the purchasing of automobiles by the State of Montana for State use, except motor trucks, providing for the use of private owned automobiles by State employees for State purposes and fixing the mileage to be allowed employees for the use of same; providing for marking and registering of all State owned motor trucks and requiring daily mileage reports. Prohibiting the use of State owned motor vehicles for private purposes and fixing the penalty for the same." Referred to Committee on Judiciary.

S. B. No. 99. Introduced by Ruffcorn, by request. A Bill for an Act entitled: "An Act authorizing common-carrier, operating in this State,

to grant the right to use parts of their rights-of-way to individual farmers, or groups of farmers, for the construction and maintenance of warehouses, bins and elevators for the storing of grain and other agricultural products; declaring such use to be a public use, and authorizing the acquiring of such rights by the exercise of eminent domain." Referred to Judiciary Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate bills and memorials were this day introduced, read first and second times by title only, and referred to committees:

Senate Bill No. 17, by Wheeler: A Bill for an Act entitled: "An Act permitting the destruction of satisfied chattel mortgages and conditional bills of sale together with the satisfaction thereof one year after such satisfaction." Referred to Judiciary Committee.

Senate Joint Memorial No. 7. By Staggs, Holton and Crawford: A Resolution memorializing the Congress of the United States requesting the passage of necessary legislation providing for an increase of the tariff of flaxseed and flaxseed products. Referred to Committee on Agriculture.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the following rules: Proponents and opponents of bills to be given ten minutes and others five minutes; for discussion of amendments proponents and opponents five minutes and others three minutes; no trading of time and all bills to be read by history, title and section numbers only, except appropriation bills which will be read at length.

Mr. Waite in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration Sub. H. B. 37-57; H. B. 100-117-119-131-135-153-154-165-167-169-166.

Recommend that Sub. H. B. 37-57, Do Pass.

H. B. No. 100, be amended as follows: Amend Section 12 by inserting at end of section the following: "Any person, firm or corporation, desiring to engage in the business of making abstracts of title to real property in any county in this state and who is not at the time of making application to said Board for a Certificate of authority provided with the abstract books or indices to the records in the County Clerk and Recorder's office of such county as required by Section one hereof, and who can comply with the other requirements hereof providing for a registered abstractor, bond and other provisions, shall, upon submitting satisfactory proof to said Board that he has been engaged in good faith in the preparation of such abstract books or indices for a period of not less than three months and of his intention to complete the same, and upon the payment of Five Dollars, be issued a Temporary Certificate of Authority as above provided." Amend Section 13 by striking out Section 13 and renumbering the following sections accordingly. Amend Section 16 by striking out in line 25 the word "complaint" and inserting in lieu thereof the word "complainant." Amend Section 18 by adding at the end of the Section the words: "This Section shall not apply

to Clerks and Recorders, nor their deputies." Recommend that H. B. No. 100, Do Pass as amended.

H. B. No. 117 Do Pass.

H. B. No. 119, Do Pass.

H. B. No. 131, Do Pass.

H. B. No. 135, be amended as follows: Amend Section 2 by striking out in line 12 the word "Five" the second time it appears in such line and inserting in lieu thereof the word "Six." Amend Section one by striking out in line 5 of the printed bill the comma after the word "room." That H. B. No. 135 Do Pass, as amended.

H. B. No. 153, Do Pass.

H. B. No. 154, Do Pass.

H. B. No. 165, Do Pass.

H. B. No. 166, Do Pass.

H. B. No. 167, be amended as follows: Amend Section 2 by striking out Section 2 and renumbering Section 3 to read Section 2. That H. B. No. 167, Do Pass as amended.

H. B. No. 169, Do Pass.

WAITE, Chairman.

On motion of Waite report adopted.

Moved by flachsenhar, duly seconded and carried that the House recess until 2:30 p. m.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Engrossing Committee reported as follows:

February 16, 1929.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 48-131-152-166-169.

GREEN, Chairman.

Report adopted.

Helena, Montana, February 16, 1929.

Mr. Speaker: We, your Committee on Printing to whom was referred House Bills Nos. 17-174-232 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 46.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign Senate Joint Memorial No. 5 introduced by Smith of Beaverhead, and thereupon signed same.

The Speaker gave notice that he was about to sign Senate Joint Memorial No. 6, introduced by Holton, Ruffcorn, Holt, Johnson and Sparling, and thereupon signed same.

The Speaker gave notice that he was about to sign H. B. No. 46, introduced by Lillis and thereupon signed same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 73: A Bill for an Act entitled: "An Act to amend Section 7210 of the Revised Codes of Montana,

1921, as amended by Section 7 of Chapter 157, Laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and to amend Section 7211 of the Revised Codes of Montana, 1921, as amended by Section 1 of Chapter 161, laws of the Eighteenth Legislative Assembly, State of Montana, 1923, and repealing Sections 7216 Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7217, Section 7218 as amended by Section 3 of Chapter 161, Laws of the Eighteenth Legislative Assembly, Section 7219, Section 7220, as amended by Section 11, Chapter 157, Laws of the Eighteenth Legislative Assembly, Sections 7221, 7222, 7223, Section 7224, as amended by Section 12 of Chapter 157, Laws of the Eighteenth Legislative Assembly, and Section 7225 of the Revised Codes of Montana, 1921, relating to petition for bonds of Irrigation Districts, action thereon, and confirmation of bond proceedings of irrigation districts, and to the creation of the irrigation districts bond commission, prescribing its powers and duties, examination of irrigation districts and irrigation district bonds by said commission, certification of said bonds by Secretary of State, and making said bonds a legal investment for trust funds, etc. Respectfully report as follows: That House Bill No. 73, Do Pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on State Institutions, Public Buildings and Grounds, having had under consideration, H. B. 219 introduced by Logan, A Bill for an Act entitled: "An Act to permit the erection and operation of residence halls at State Educational Institutions." Respectfully report as follows: That House Bill, No. 219, Do Pass.

ARNOLD of Stillwater, Chairman.

On motion of Arnold report adopted.

Mr. Speaker: We, your committee on Fish and Game having had under consideration, House Bill No. 159 being a bill for an Act entitled: "An Act providing that no game fish of less than four inches be planted in the streams or lakes of Montana and providing for the establishing of rearing ponds and empowering State Game and Fish Commission to place competent persons in charge thereof and repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 159 Do Not Pass.

NELSON, Chairman.

On motion of Nelson report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 197: A Bill for an Act entitled: "An Act providing for the registration and licensing of motor vehicles of non-resident owners and providing for registration cards and identification thereof." Respectfully report as follows: That House Bill No. 197 be amended by inserting in line 2 of Section 6 after the word "designate" the words "and shall," and as so amended that Bill do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Joint Resolution No. 3. A Resolution giving the assent of the State of Montana to the Act of Congress of the United States of May 22, 1928, providing for further development of agricultural extension work between the agricultural colleges in the several states and the United States Department of Agriculture." Respectfully report as follows: That House Joint Resolution No. 3 Do Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Development and Publicity having had under consideration, House Bill No. 277 introduced by Shepard: A Bill

for an Act entitled: "An Act to authorize the State Board of Land Commissioners to receive, create and establish state parks; to provide for their public use and regulations; to create and designate a state park director and to define his powers and duties: And to repeal all acts and parts of acts in conflict herewith." Respectfully report as follows: That House Bill No. 277, be amended as follows: By striking out in Section 3, line 30 the words, "trespass on the lands included in any State Park, or shall" and add after the word "damage," in line 31, the words "in any unusual way," and that as so amended the Bill do pass.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration, House Joint Memorial No. 5, Memorial to the Congress of the United States, requesting the enactment of such legislation as may be necessary to protect the poultry industry. Respectfully report as follows: That said memorial Do Pass.

BUCK, Chairman.

On motion of Buck report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 202: A Bill for an Act entitled: "An Act to amend Section 1719 of the Revised Codes of Montana, 1921, relating to the regulation of advertising signs on or near public highways." Respectfully report as follows: That House Bill No. 202 be amended by striking out in Line 15 the words "or road turn" and substituting therefor; "or on the inside of any road curve or turn or in any other location that would obstruct vision for three hundred feet along the highway" and that Line 14 be amended by inserting before the word "within" the following: "along the highways." And as amended that same do pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Joint Resolution No. 4. Respectfully report as follows: That House Joint Resolution No. 4 Do Pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 201: A Bill for an Act entitled: "An Act to amend Section 964 Revised Codes of Montana 1921, relating to the apportionment of school moneys and school moneys and school district warrants." Respectfully report as follows: That House Bill, No. 201 Do Not Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 189: A Bill for an Act entitled: "An Act to amend Section 1047 of the Revised Codes of Montana of 1921 as amended by Chapter 68 of the Laws of 1923 relating to the annual meeting of trustees, of special meetings, traveling expenses of trustees and failure to attend meetings, Respectfully report as follows: That House Bill No. 189 Do Not Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 173: A Bill for an Act entitled: "An Act for examination and for registration of trained nurses without examination providing qualifications and training requirements so providing for registration fee and for renewal of registration certificates amending Section 3207 and 3210, Revised Codes of Montana, 1921, and Sections 3211 and 3211A

as amended and enacted by Chapter 123 Session Laws of 1925." Respectfully reports as follows: That House Bill No. 173 Do Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 203, introduced by Burrell, Erickson, Bretzke, Johnson, and Nelstead: A Bill for an Act entitled: "An Act relating to the cure of defects in sales of real property by boards of County Commissioners." Respectfully report as follows: That House Bill, No. 203 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 185, introduced by Sample: A Bill for an Act entitled: "An Act to amend Section 11955 of the Revised Codes of Montana of 1921, changing the number of peremptory challenges allowed the defendant relating to criminal cases." Respectfully report as follows: That House Bill, No. 185 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, Senate Bill No. 42, introduced by Donovan: A Bill for an Act entitled: "An Act to amend Section 9799 of the Revised Codes of Montana of 1921 as amended by Chapter 69 of the Laws of the 19th Legislative Assembly relating to the allowance of attorney fees on foreclosure of liens." Respectfully report as follows: That Senate Bill No. 42 be concurred in.

LEAVITT, Chairman.

MOTIONS AND RESOLUTIONS

Flachsenhar moved, duly seconded and carried, that H. B. No. 181 be changed on General Orders and placed ahead of H. Bills Nos. 179 and 180.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Helena, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly made and seconded, the Senate requests the return of House Bill 12, for further consideration.

Respectfully,

J. F. CONE,

Secretary of the Senate.

On motion by Flachsenhar, Senate request complied with by the House. Flachsenhar announced the pages would pass boxes for contribution for Harry Woods.

THIRD READING OF HOUSE BILLS

H. B. No. 48, introduced by Committee on State Lands, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen,

Jones, Kruse, Leavens, Leavitt, Logan, MacRae, Mason, Manning, Lewis, Marshall, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Brown (Cascade), Chatham, English (Deer Lodge), Johnson, Kinville, Knight, Lillis, Lucas, Metlen, Merritt, Murphy, Nicholson, Roll, Shepard, Steeves, Wilson. Total 16.

H. B. 131, introduced by Nagle, having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Logan, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Sullivan, Salyerds, Sheffer, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock. Mr. Speaker. Total 86.

Noes: MacRae. Total 1.

Absent and not voting: Anderson, Angvick, English (Deer Lodge), Jensen, Johnson, Kinville, Knight, Lillis, Lucas, Moss, Nicholson, Ryder, Shepard, Wilson, Sample. Total 15.

H. B. No. 152, introduced by Committee on Affairs of Cities having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: English (Deer Lodge), Johnson, Kinville, Knight, Lillis, Lucas, Merritt, Moss, Nicholson, Renwick, Ryder, Shepard, Wilson. Total 13.

H. B. No. 166, introduced by Dunn and Salyerds, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chatham, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Leavitt, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Parker, Pauly, Reed, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Speaker. Total 77.

Noes: Benjamin, Chapman, Ekegren, Minette, Miller (Fergus), Purnell, Renwick, Rolph, Simpson, Steeves, Woodcock. Total 11.

Absent and not voting: Brown (Cascade), Clausen, English (Deer Lodge), Jensen, Johnson, Kinville, Knight, Lewis, Lucas, Merritt, Nicholson, O'Day, Tinsley, Wilson. Total 14.

H. B. No. 169, introduced by Nelson (by request), having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lillis, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Woodcock, Mr. Speaker. Total 85.

Noes: Goodwin, Purnell. Total 2.

Absent and not voting: Buck, Chatham, Clausen, English (Deer Lodge), Freed, Johnson, Kinville, Knight, Lucas, Merritt, Nicholson, Ryder, Shepard, Willard, Wilson. Total 15.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Waite in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration House Bills Nos. 181, 179, 180, 186, 188, 193 and 206, S. B. No. 42, respectfully report as follows:

Recommend that H. B. No. 181, Do Pass.

H. B. No. 180, Do Pass.

H. B. No. 186, Do Pass.

H. B. No. 188, be amended as follows: Amend the title of H. B. No. 188 by adding after the words and figures "violation of Section 1 of said Chapter 63" the following: "Relating to Prohibiting Stallions and Other Animals running at Large on the Open Range." Amend Section one by adding after the word "fined" in line 5 of the printed bill the words "for each offense." That H. B. No. 188 Do Pass as amended.

Recommend that H. B. No. 179, be amended as follows: Amend Section 1 of H. B. No. 179 by inserting at the beginning thereof the words "That Section 20 of Chapter 57 of the Laws of the Twentieth Legislative Assembly be, and the same is hereby amended, to read as follows:

Section 20." That H. B. No. 179, Do Pass as amended.

H. B. No. 193, consideration passed for the day.

H. B. No. 206, be amended as follows: Amend Section one by inserting in line 3 after the word "fee" the following: "Whether said admission fee is paid in the form of club dues, membership fees, or in any other manner." Amend Section 6 by striking out in line 4 after the words "notify the" the

words "County Auditor" and inserting in lieu thereof the words "clerk and recorder." Amend Section one by striking out in line 2 the words "or hall." That H. B. No. 206, Do Pass as amended. That Senate Bill No. 42, be concurred in.

WAITE, Chairman.

On motion of Waite report adopted.

REPORTS OF STANDING COMMITTEES

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 119-136-154.

GREEN, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 16, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 143-144 and Substitute for 164 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 192, introduced by Wilson and Darlington: A Bill for an Act entitled: "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of vital statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, and for fees for certified copies of records filed in the Bureau of Vital Statistics; providing for the necessary forms and blanks, making violation of this Act a misdemeanor and providing a penalty therefor, and repealing Sections 5713, 5715, 5718, and 5720 of the Revised Codes of 1921 of the State of Montana." Respectfully report as follows: That House Bill No. 192 be amended as follows: By striking out entire Section 13, and that as amended, House Bill No. 192 do pass.

On motion of Leavitt report adopted.

LEAVITT, Chairman.

Mr. Speaker: We, your committee on Judiciary having had under consideration, Senate Bill No. 4, introduced by Goodman: A Bill for an Act entitled: "An Act amending Section 8366 and 8367 of the Revised Codes of Montana 1921, relating to liens of threshermen upon grains or crops and claims for such lien, when, where and how filed and the service of notice." Respectfully report as follows: That Senate Bill No. 4 be amended as follows: Amend Title, after the word "Threshermen" add "and owners of combined harvesters and threshers."

Amend bill by striking out in Line 9 of the original Bill after the word "Montana" the following: "that Section 8366 of the Revised Codes of Montana 1921, be and the same is hereby amended to read as follows:" and by striking out in line 11 of the original bill the figures "(8366)" and inserting in lieu thereof the words and figures "That Section 8366 of the Revised Codes of Montana 1921, be and the same is hereby amended to read as follows: Section 8366." And by striking out all of Section 1 after the word "crops", in Line 18. And by striking out in Line 20 of the original bill the figures "(8367)" and inserting in lieu thereof the words and figures: "That Section 8367 of the Revised Codes of Montana 1921, be and the same is hereby amended to read as follows: "Section 8367" And by striking out in Section 1, Line 16 following the word "thrasher" the words and comma, "by them." and by striking out all of Section 4, and that as amended, Senate Bill No. 4 be concurred in.

On motion of Leavitt report adopted.

LEAVITT, Chairman.

CONSIDERATION OF MESSAGES FROM SENATE

The following messages were received from the Senate. On motion by Flachsenhar messages from the Senate considered read at length and Journal so show.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 100. Introduced by Campbell of Missoula. A Bill for an Act entitled: "An Act providing for the manner of nominating and electing District Judges in districts having two or more Judges, and amending Section 8813 of the Revised Codes of Montana, 1921, by adding thereto a sub-Section to be known as sub-Section A." Referred to Judiciary Committee.

S. B. No. 101. Introduced by Wuerthner. A Bill for an Act entitled: "An Act to amend Section 88 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to default in payment of purchase price, cancellation of certificate, and adding an emergency clause to prevent forfeiture." Referred to Judiciary Committee.

S. B. No. 102. Introduced by Donovan. A Bill for an Act entitled: "An Act to amend Section 1632 of the Revised Codes of Montana of 1921, relating to inspection of highways and construction work by Boards of County Commissioners and compensation therefor." Referred to Committee on Counties and Towns.

S. B. No. 103. Introduced by Kane. A Bill for an Act entitled: "An Act authorizing the State Fish and Game Commission to prohibit the distribution of poisons and poisoned bait on certain designated areas and prescribing penalties for the violation of this Act." Referred to Committee on Fish and Game.

S. B. No. 104. Introduced by Porter. A Bill for an Act entitled: "An Act to amend Sections 4873 and 4874 Revised Codes of Montana, 1921, relating to the compensation allowed Deputy County Officers and Assistants, and the fixing of the number and compensation thereof by Boards of County Commissioners." Referred to Committee on Counties and Towns.

S. B. No. 105. Introduced by Church. A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 85 of the Laws of the 20th Legislative Assembly, being amendment to Section 2235 of the Revised Codes of 1921 of the State of Montana, having to do with the sale of unredeemed property by County Commissioners." Referred to Judiciary Committee.

S. B. No. 106. Introduced by Schnitzler and Wuerthner. A Bill for an Act entitled: "An Act to amend Paragraph 7 of Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to Building and Loan Associations in assessment and collection of dues, fines, interest, fees and premiums, and providing for penalty for the violation thereof." Referred to Committee on Banks and Banking.

Sub. for S. B. No. 60, introduced by Committee on Counties and Towns: A Bill for an Act entitled: "An Act authorizing the city or town council to acquire land by gift, purchase or condemnation, either within or without the corporate limits of the municipality, for athletic fields and civic stadiums and conferring municipal jurisdiction over the same and to set aside or designate portions or tracts of land owned by any municipality for athletic fields and civic stadiums and to construct, maintain and regulate athletic fields and civic stadiums thereon." Committee on Printing.

Committee on Public Morals, Substitute for S. B. No. 15: A Bill for an Act entitled: "An Act relating to marriage, providing for the issuing of

a marriage license, requiring affidavits as to the applicants qualifications therefor, and prohibiting the marriage of females under the age of 16 years." Committee on Printing.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows:

Committee on Stockgrowing and Grazing: S. B. No. 51. Recommend same do pass.

Committee on Counties and Towns: S. B. No. 60, by Church: Recommend same Do Not Pass, and that substitute for S. B. No. 60, introduced by Committee on Counties and Towns, Do Pass.

Committee on Public Morals: S. B. No. 15, by Ruffcorn: Recommend same Do Not Pass, but that Committee substitute a bill for an Act entitled: "An Act relating to marriage, providing for the issuing of a marriage license, requiring affidavits as to the applicants' qualifications therefor, and prohibiting the marriage of females under the age of 16, Do Pass.

Committee on Irrigation and Water Rights: S. B. No. 43, by Pauline: Without recommendation. Report adopted. On motion, duly seconded and carried, bill ordered printed and placed on General File.

Committee on Stockgrowing and Grazing: H. B. No. 23, by Marshall and Besancon: Recommend same be Concurred In.

Committee on Agriculture: S. B. No. 90, by Church: Recommend same Do Pass.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Committee on Insurance this day, having had under consideration S. B. No. 73, by Survant (by request) recommends that same Do Pass.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion, by Pauline, Kemmis and Johnson, was this day introduced and adopted:

"We respectfully move that a special investigating Committee be appointed to commence an immediate investigation of the affairs of the Railroad and Public Service Commission of the State of Montana, particularly in reference to the proposed Lewistown-Richey branch of the Great Northern Railroad, the Elkhorn branch of the Northern Pacific, gas permits and the general conduct of the officers of the Railroad and Public Service Commissions.

"We further petition that your committee be given full power to subpoena and place witnesses under oath and that records of the entire proceedings shall be preserved.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Goodman: A Bill for an Act entitled: "An Act authorizing Counties, Cities and Towns and assignees of Counties, Cities and Towns, to make application for tax deeds, give notice and submit proof and procure tax deeds for property sold for delinquent taxes in cases where no certificate of sale was made, issued or filed as provided by law, when the time for redemption has expired."

By Hagerty and Larson: A Bill for an Act entitled: "An Act providing that no Senator or Representative during his elective term as such shall be appointed or employed in any civil office, trust or employment under the State of Montana, and that no member of Congress or other person holding an office (except Notary Public, or in militia) under United States of this State, shall be a member of either House during his continuance in office."

By Wuerthner and John Campbell: A Bill for an Act entitled: "An Act amending Chapter 135 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to the cost of improvement on extended improvement districts not fronting on streets improved."

By Parkin: A Bill for an Act entitled: "An Act authorizing the organization of Industrial Life Insurance, under the laws of Montana defining Industrial Life Insurance, providing for the commencement of business of such companies, for initial funds and reserves, providing penalties for the violation of this Act, for the supervision of such companies by the Insurance Commissioner of the State of Montana, and repealing all Acts and parts of Acts in conflict herewith."

By Kemmis: A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof, and providing for repairing or rebuilding property damaged by fire."

By Wuerthner, Ruffcorn and Johnson: A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the state; providing also for submission of question of their establishment to a vote of the people and making County Treasurers custodians of junior college funds; permitting the Board of Regents of such colleges to accept donations and bequests for certain purposes, and repealing all Acts or parts of Acts in conflict therewith."

By Hagerty and Larson: A Bill for an Act entitled: "An Act to amend Sections 1, 3, 4, 8, 12, 13, 14, 17, 18 and 19 of Chapter 109, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to the regulating and licensing of manufacturers, dealers, distributors, purveyors and sellers of Gasoline, Kerosene, Distillate, Lubricating Oil or Grease, Road Oil, Fuel Oil, and Oil and Grease for Boilers, providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor; requiring all such commodities to meet tests in this act prescribed and provided; providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringements thereof; recognizing and clothing the State Board of Equalization of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the encordment of this Act; fixing penalties for the violation of this Act, and investing the State Board of Equalization of Montana with the enforcement and administration thereof."

By Church: A Bill for an Act entitled: "An Act to amend Section 1415 of the Revised Codes of Montana, 1921, as amended by Chapter 42 of the Session Laws of 1923, relating to appointment of, removal and salary of the Superintendent of the Insane Asylum and his Assistants."

By Pauline, Kane, Goodman, Garber, Sparling, Holton, Kemmis and McQuitty: A Bill for an Act entitled: "An Act creating the Railroad and Utilities Commission of Montana, providing for an ex-officio Board of Commissioners composed of the Governor, Secretary of State and State Auditor, providing that the said Commissioners shall act without additional compensation; transferring to the railroad and utilities commission all the duties and power now imposed or placed under the control of the Board of Railroad Commissioners of Montana, the Montana Railroad Commission, the Public Service Commission of Montana and all commissions acting ex-officio under the same; abolishing the offices of the Railroad Commission, the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of the State of Montana; providing for the repeal of Section 3779 of the Revised Codes of Montana of 1921 and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921."

By Pauline: A Bill for an Act entitled: "An Act to amend Sections 3650 of the Revised Codes of Montana, 1921, and to amend Sections 3654, **3655 and 3670 of the Revised Codes of Montana of 1921**, as amended by Chapter 59 of the Laws of the Twentieth Legislative Assembly of 1927, relating to the appointment of the State Fish and Game Commission and the State Game Warden providing for compensation of the Fish and Game Commission for purchases through the Purchasing Department of the State of Montana."

By Mears, McQuitty and Eaton: A Bill for an Act entitled: "An Act to provide for the segregation of the Educational Institutions known as the "Montana School for the Deaf and Blind" and the Training School for feeble-minded persons, providing for the selection of a site, providing for a commission to investigate sites and make recommendations to the Governor and the State Board of Education."

By Porter: A Bill for an Act entitled: "An Act to amend Section 2234 of the Revised Codes of Montana, 1921, relating to the distribution of moneys received on account of redemption when property was sold to the County, and providing for reports by the County Treasurer."

By Holton: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, as amended by Chapter 124 of the Eighteenth Legislative Assembly and as further amended by Chapter 48 of the Twentieth Legislative Assembly relative to allowance of traveling or other expenses of State, County, City, School District officers or employees."

By Staggs: A Bill for an Act entitled: "An Act to amend Section 1252, Revised Codes of Montana, 1921, relating to the issuance of bonds by Counties, School Districts, Cities and Towns, and vesting the State Board of Equalization with supervision and control over the issuance thereof."

By McQuitty: A Bill for an Act entitled: "An Act to amend Section 3379 of the Revised Codes of Montana, 1921, relating to damages of trespassing stock."

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 16, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were this day given:

By Cowan, Johnson, Survant, Dowlin, Plank and Eaton, Special Committee Created under Senate Resolution No. 1: A Bill for an Act entitled: "An Act to provide for a Commission of the Legislative Assembly, composed of the Speaker of the House, Chairman of the Appropriation Com-

mittee of the House, Chairman of the Finance and Claims Committee of the Senate and two additional hold-over members of the State Senate, to be appointed by the President of the Senate to act as an Ad Interim Commission of the Legislature between sessions of the legislative assembly; providing for the meetings, powers and duties of said Commission, and particularly providing that said Commission shall recommend at the next session of the Legislature in detail a program to devise and recommend economies to reduce and concentrate activities of state departments, to ascertain possible sources of revenue and prepare legislation accordingly and recommend any action in their judgment that they may deem necessary to solve the financial problems of the State of Montana."

By Staggs, Dowlin, Richardson and Mears: A Bill for an Act entitled: "An Act to amend Section 363 of the Revised Codes of Montana of 1921, as amended by Chapter 40 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, 1923, relating to the salary of the Chairman of State Board of Hail Insurance, and increasing the same."

By Survant: A Bill for an Act entitled: "An Act to amend Section 2153, Revised Codes of Montana, 1921, relating to the lien of taxes on personal property as such section was amended by Chapter 18, Session Laws of 1925, and Chapter 113, Session Laws of 1927."

By Taylor: A Bill for an Act entitled: "An Act relating to corporations which maintain rustling cards or employment offices and providing regulations therefor, and providing a penalty for the violation of this Act."

By Taylor: A Bill for an Act entitled: "An Act requiring County Treasurers to keep a separate account for each School District maintaining a district high school, or a high school class or classes, showing all moneys received by such School District for the maintenance of the district high school or such high school class or classes."

By Crawford: A Bill for an Act entitled: "An Act prohibiting any full time instructor in any Montana state controlled educational institution from engaging in his or her profession for compensation during such time as he or she may be employed by the State of Montana, and providing for punishment for a violation of this Act, and defining the term 'full time instructor.'"

By Dowlin and Gustafson: A Bill for an Act entitled: "An Act to amend Chapter 60, Part 2, Section 7, of the Twentieth Legislative Assembly Laws of 1927 relating to the appointive powers of the commisisoner, and his management of office."

Respectfully,

J. F. CONE,

Secretary of the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 42, introduced by Donovan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Merritt, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, O'Day, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Simpson, Steeves, Thorburn, Tinsley, Ueland, Willard, Waite, Warren, Wickware, Woodcock, Mr. Speaker. Total 78.

Noes: Erickson. Total 1.

Absent and not voting: Anderson, Brown (Cascade), Dean, English (Deer Lodge), Freed, Green, Hodgskiss, Johnson, Kinville, Knight, Lucas, Metlen, Minette, Murphy, Nicholson, Parker, Renwick, Ross, Ryder, Shepard, Sullivan, Willis, Wilson. Total 23.

THIRD READING OF HOUSE BILLS

House Bill No. 119, introduced by Miller of Fergus and Moulton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bretzke, Brown (Gallatin), Buck, Budas, Chatham, Chapman, Clausen, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total —

Noes: None.

Absent and not voting: Besancon, Bonine, Brown (Cascade), Burrell, Cooney, Darlington, English (Deer Lodge), Hodgskiss, Johnson, Kinville, Knight, Lucas, Minette, Nagle, Nicholson, Parker, Shepard, Simpson, Waite, Wilson. Total 20.

H. B. No. 136, introduced by Moss, Nagle, Johnson, and Barry; having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Gallatin), Buck, Chatham, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Mason, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Pauly, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Woodcock, Mr. Speaker. Total 71.

Noes: Benjamin, Besancon, Budas, Burrell, Clausen, Dean, Fairgrieve, Freed, MacRae, Manning, Marshall, Miller (Lincoln), Purnell, Rolph, Steeves, Warren, Willis. Total 17.

Absent and not voting: Brown (Cascade), Chapman, English (Deer Lodge), Flachsenhar, Hodgskiss, Johnson, Kinville, Knight, Lucas, Nicholson, O'Day, Parker, Shepard, Wilson. Total 14.

H. B. No. 154, introduced by Roll, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Jameson, Jensen, Jones, Kruse, Leavens, Leavitt, Lewis, Logan, Lillis, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Anderson, Arnold (Rosebud), Doran, English (Deer Lodge), Fairgrieve, Hagestad, Hodgskiss, Jergensen, Johnson, Kinville, Knight, Lucas, Murphy, Nicholson, Parker, Shepard, Sullivan, Wilson. Total 18.

Flachsenhar moved the House adjourn until Monday February eighteenth at 10:00 a. m. Seconded and carried.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-THIRD DAY

House of Representatives
Helena, Montana, February 18, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Nicholson, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-first legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

Moved by Flachsenhar, duly seconded and carried, that the House recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The Engrossing Committee reported as follows:

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. H. B. 37, 57, 100, 117, 153, 165, 167.

GREEN, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Dairying, having had under consideration, H. B. No. 182, introduced by Committee on Dairying: A Bill for an Act entitled: "An Act to regulate the dairy industry in the State of Montana and to govern the operation of creameries, milk and cream buying and collecting stations, butter, cheese, and ice cream factories and all establishments producing, handling, or manufacturing dairy products: defining the terms used in this Act; designating the powers and duties of the Department of Agriculture, Labor and Industry in relation to the dairy industry and the enterprises regulated by this Act: Governing the operation of the Babcock test and the sampling and inspection of dairy products: Regulating the handlings and sale of oleomargerine and other substitutes for dairy products and licensing of persons dealing therein; providing a schedule of licenses for dairies, creameries, ice cream factories, person collecting milk or cream, and all other establishments handling dairy products; defining the process of pasteurization, and regulating its use, and requiring the pasteurization of milk and cream used by creameries and in the manu-

fracture of ice cream; regulating the labeling of dairy products containers; making certain antimonopoly statutes of the state applicable to producers of dairy products; providing standards of weight and measures for dairy products; regulating the labeling of imported meats and dairy products; providing for the registration of dairy names and trade marks; providing penalties for the violation of this Act and repealing Sections 2620 to 2633, both inclusive, and Sections 3568 to 3572, both inclusive, of the Revised Codes of Montana of 1921, all of Chapter 35 of the Session Acts of the Eighteenth Legislative Assembly of 1923, save and except Section 11 of said Act; Chapter 51 of the Session Acts of the Eighteenth Legislative Assembly of 1923; Chapter 153, 165, 166, 187 and 188 of the Session Acts of Nineteenth Legislative Assembly of 1925, and Chapters 10, 136, and 142 of the Session Acts of the Twentieth Legislative Assembly of 1927, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill, No. 182, Do Pass.

DOUGHERTY, Chairman.

On motion of Dougherty report adopted.

Mr. Speaker: We, your committee on townships and counties having had under consideration House Bill 305, introduced by Bretzke: A Bill for an Act entitled: "An Act providing for the designation by the County Clerk and Recorder in counties of the sixth class of one deputy who shall be termed the bookkeeper and fixing the salary thereof." Respectfully report as follows: That House Bill, No. 305 do not pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, House Bill No. 123, introduced by Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend section 4867 of the Revised Codes of Montana of 1921 relating to salaries of county officers." Respectfully report as follows: That House Bill No. 123 do not pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, Senate Bill No. 11 introduced by Wuerthner: A Bill for an Act entitled: "An Act amending Chapter 102 of the Session Laws Twentieth Legislative Assembly of the State of Montana, relating to the office of county surveyor of all counties having a total registered vote of 15,000 or over at the last general election, and defining the powers and duties of county surveyor, and abolishing the office of road supervisor in said counties." Respectfully report as follows: That Senate Bill No. 11 be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill No. 238, introduced by Committee on Affairs of Cities: A Bill for an Act entitled: "An Act to enable cities and incorporated towns to regulate and restrict the size and character of buildings and structures, the space occupied by them, and the location and use thereof, and to divide such municipalities into districts, and to regulate the same, and to provide a method of procedure for the creation of such districts and the making and enforcing of regulations, and to provide for the appointment of a zoning commission and board of adjustment, and for enforcement of this Act and any ordinances or regulations made under its authority." Respectfully report as follows: That House Bill 238 do pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, House Bill No. 64, introduced by Buck and Moss: A Bill for an Act entitled: "An Act to amend section 5025 of the Revised Codes of Montana, 1921, concerning the appointment and salaries of city clerks in cities and towns." Respectfully report as follows: That House Bill No. 64 be amended as follows: By striking out in Section 1, line 3, after the word "exceed" the words "Twenty-four hundred" and insert in lieu thereof the words "twenty-seven hundred." Insert after Section 1, the following: "Provided further, that in cities and towns in which the Council has combined the offices of Clerk and Treasurer under one person acting in both capacities, the salary and compensation of such Clerk and Treasurer must not exceed the aggregate maximum salaries of the Clerk and Treasurer as above provided, and in no case must such salary exceed the sum of Twenty-seven hundred dollars per annum." Do Pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration House Bill No. 235: A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration; and the furnishing and production of county treasurer's certificates relating to taxes; defining the duties of the county treasurer and registrar of motor vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 123 of the session laws of the twentieth legislative assembly of Montana." Respectfully report as follows: That House Bill No. 235 Do Pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, Senate Joint Memorial No. 7: A Resolution memorializing the Congress of the United States requesting the passage of necessary Legislation providing for an increase of the tariff on flaxseed and flaxseed products. Respectfully report as follows: That Senate Joint Memorial No. 7 be concurred in.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, House Bill No. 35: A Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana, 1921, relating to trespassing animals within herd districts; the proceedings in respect thereto, and disposition of proceeds of sale." Respectfully report as follows: That House Bill No. 35 be amended by striking out the last two paragraphs of Section 1 and inserting in lieu thereof the following: "If the owner or claimant of such stock is not known to the person taking up such stock, and the ownership cannot be determined by due and diligent inquiry among farmers and stockmen in the vicinity and by registered letter of inquiry to the Secretary of the Livestock Commission describing such stock, by brands, if any, sex, and approximate age and weight, the person taking up such stock may notify the County Assessor whose duty it shall then be to proceed under Chapter 175, Revised Codes of Montana, 1921, relating to collection of personal property taxes not a lien on real estate. Or the person taking up such stock may file an action before the nearest Justice of the Peace against the unknown owner of such stock for the damages done by such trespassing stock and his costs and charges in connection therewith, including a reasonable attorney's fee. Summons shall thereupon be issued and service thereof obtained by posting in the nearest post office and two other public places within said herd district for a period of not less than five days. Thereafter, if no appearance be made by such unknown owner, upon proof of such service, together with proof by affidavit of diligent inquiry among farmers and stockmen in the vicinity and of the Secretary of

the Livestock Commission to ascertain the ownership of such stock, and satisfactory proof of damages and charges in connection with such trespassing stock, plaintiff shall be entitled to have judgment entered in his favor against said unknown owner for the amount of damages proved, costs, charges and a reasonable attorney's fee, which judgment shall order the sale of said stock by the sheriff or any constable of the county to satisfy said judgment, and execution shall issue thereon. Any proceeds of sale under execution remaining after satisfaction of said judgment and payment of expenses of sale, shall be returned to the Justice of the Peace and by him forwarded to the Secretary of the Livestock Commission to be by him advertised as estray funds in the manner provided by law."

Amend the title by striking out the words "and disposition of proceeds of sale" and inserting in lieu thereof the words "and providing method of procedure against unknown owners of such stock."

And as so amended, we recommend that the bill do pass.

BUDAS, Vice Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 283 introduced by Johnson: A Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish a tannery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, hides and materials for the operation of same; for the employment of convict labor in connection with the operation thereof and disposal and use of the moneys derived therefrom." Respectfully report as follows: That House Bill No. 283 do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 236 introduced by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 76 of Chapter 3 of the Revised Codes of Montana of 1921, relating to compensation of other officers and employers." Respectfully report as follows: That House Bill No. 236 do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 264 introduced by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act requiring fire insurance companies to give information relative to fire losses to the State Fire Marshal and providing a penalty." Respectfully report as follows: That House Bill No. 264 Do Pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 265 introduced by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Chapter 209 of Part III of the Political Codes of Montana of 1921, by adding thereto a Section to be known as Section 2737-A relating to the powers and duties of the State Fire Marshal." Respectfully report as follows: That House Bill No. 265 do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 282 introduced by Dellwo by request: A Bill for an Act entitled: "An Act to amend Section 219 of the Revised Codes of Montana of 1921, relating to the number and salaries of assistants, deputies and clerks in the department of the State Examiner, and repealing

Section 220 of the Revised Codes of Montana relating to additional deputies and assistants to the State Examiner." Respectfully report as follows: That House Bill No. 282 Do Not Pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill 227 introduced by Merritt: A Bill for an Act entitled: "An Act to amend Section 2739 of the Revised Codes of Montana, 1921 relating to the salary of the State Fire Marshal." Respectfully report as follows: That House Bill No. 227 do not pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 156, introduced by Joe Metlen: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 3 of the Acts of the Eighteenth Legislative Assembly of the State of Montana, relating to the State Board of Equalization." Respectfully report as follows: That House Bill, No. 156 do not pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 191 introduced by Jergensen: A Bill for an Act entitled: "An Act to amend Section 285 of the Revised Codes of the State of Montana." Respectfully report as follows: That House Bill, No. 191 do not pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on Public Health and Sanitary Affairs having had under consideration, House Bill No. 228 introduced by English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, Doran of Silver Bow: A Bill for an Act entitled: "An Act to amend Section 4465 of the Revised Codes of Montana, 1921, by adding thereto subsection 28 providing for garbage and ash collection districts contiguous to cities." Respectfully report as follows: That House Bill, No. 228 be amended as follows: in sub-section 28, line 7, by striking out after the word "the" the words "County Physician", and adding in lieu thereof the words "County Health Officer," and that as so amended, the bill do pass.

THORBURN, Chairman.

On motion of Thorburn report adopted.

Mr. Speaker: We, your committee on Fairs and Expositions having had under consideration, House Bill No. 304 by Wilson: A Bill for an Act entitled: "An Act permitting County Commissioners to levy a special tax not to exceed one mill, the proceeds to be used for the Montana State Fair." Respectfully report as follows: That House Bill No. 304 do pass.

RENWICK, Chairman.

The Printing Committee reported as follows:

Helena, Montana, February 18, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 110-113-141-200-215 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

On motion of Marshall, duly seconded and carried, H. B. No. 206 was recalled from the Engrossing Committee and re-referred to the Committee on Public Morals, Charities and Reforms.

Flachsenhar requested that Mr. Ryder be excused on account of illness. Telegram from Nicholson read, and there being no objections gentlemen were excused.

CONSIDERATION OF MESSAGES FROM GOVERNOR

The following communications were received from the Governor:

State of Montana
Office of the Governor
Helena

February 18, 1929.

Mr. Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 60—Relating to fees for recording and re-recording marks and brands.

H. J. R. No. 2.—Respecting the time when the President, Vice President and members of Congress shall assume their official duties.

H. B. No. 2—Providing for abolition of special road districts.

H. B. No. 14—Providing for construction of sidewalks and curbs without formation of special improvement districts.

H. B. No. 39—Providing for discontinuance of streets or alleys by city or town council.

J. E. ERICKSON, Governor.

State of Montana
Office of the Governor
Helena

February 18, 1929.

Mr. Speaker,
House of Representatives,
Helena.

I have the honor to advise that I have this day approved House Bill No. 46, relating to irrigation districts, salary of commissioners, penalty for interest in contract and bonds of commissioners.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

Substitute H. B. No. 37-57, introduced by Committee on Public Safety, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley Henderson, George, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day,

Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Green, Nicholson, Ryder, Willis. Total 4.

H. B. No. 100, introduced by Nelstead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: Budas, Henderson, Anderson, Monoghan, Miller (Lincoln), Sheffer, Shepard. Total 7.

Absent and not voting: Dougherty, Jergensen, Nicholson, Ryder. Total 4.

The Speaker gave notice that he was about to sign S. B. No. 25, S. J. M. No. 4, Senate Bills Nos. 14, and 33 and thereupon signed same.

H. B. No. 117, introduced by Nagle, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lewis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monoghan, Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Benjamin, Minette, Miller (Fergus). Total 3.

Absent and not voting: Dougherty, Ekegren, Henderson, Jergensen, Moulton, Nicholson, Ryder, Simpson, Waite. Total 9.

H. B. No. 153, introduced by Committee on Highways, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sulli-

van, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Dougherty, Freed, Gordon, Jergensen, Jones, Nicholson, Ryder, Sample. Total 8.

H. B. No. 165, introduced by Chatham, Barry, Willis, and Moulton having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, O'Day, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Anderson, Budas, Erickson, Henderson, Lewis, Manning, Parker, Purnell, Sheffer, Wickware, Arnold (Rosebud). Total 11.

Absent and not voting: Angvick, Bonine, Dougherty, Freed, Nelson, Nicholson, Ryder, Willard. Total 8.

H. B. No. 167, introduced by Jameson, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Hanley, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Mason, Manning, Merritt, Minette, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Pauly, Reed, Rigg, Ross, Salyerds, Shepard, Simpson, Thorburn, Waite, Willard, Willis, Wilson, Mr. Speaker. Total 62.

Noes: Besancon, Bretzke, Budas, Burrell, Dean, Dellwo, English (Deer Lodge), Freed, Gordon, Green, Hagestad, Henderson, Jergensen, Johnson, Lewis, Lucas, MacRae, Marshall, Metlen, Monaghan, Miller (Lincoln), Parker, Purnell, Renwick, Roll, Rolph, Sample, Sheffer, Steeves, Sullivan, Tinsley, Ueland, Warren, Wickware, Woodcock. Total 35.

Absent and not voting: Bonine, Dougherty, Moss, Nicholson, Ryder. Total 5.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders, under the following rules: Proponents and opponents of bills to be given ten minutes and others five minutes for discussion of amendments five minutes proponents and opponents five minutes and others three minutes; no trading of the time and all bills to be read by history, title and section number only, except appropriation bills which will be read at length.

Mr. Flachsenhar in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration House Bills Nos. 94-149-150-193-17-143-144, S. B. 4-11,

S. J. M. 7, Sub. H. B. 164-174-232, Senate Bill No. 4, respectfully report as follows: Recommend that consideration of H. B. Nos. 94-149-150 and Sub. H. B. No. 164, be passed for the day.

H. B. No. 193, be amended as follows: Amend Section one by adding at the beginning of line one of the printed bill the words and figures "Section 1." Amend Section one by striking out in the printed bill in line 25, the word "Section." Recommend that H. B. No. 193, Do Pass as amended.

H. B. No. 17, be amended as follows: Amend the title by striking out the period after the last word of the last line thereof and inserting the words "and all acts and parts of acts in conflict herewith." Amend Section 7 by inserting after the word "given" in line 4 thereof the words "as provided by law." Amend Section 10 in line 4 after the word "assembly" by inserting the words "and all acts and parts of acts in conflict herewith." Recommend further consideration of H. B. No. 17 be passed for the day.

H. B. No. 143, do pass.

H. B. No. 144, be amended as follows: Amend Section 27 by striking out in line 3 of Section 27 the words following the word "for" where it appears the first time in line 3 and all of line 4 and inserting in lieu thereof the words "the credit of general fund." Recommend further consideration of H. B. No. 144, do pass as amended.

H. B. No. 232 be amended as follows: Amend the title by striking out in line 3 of the printed bill the word "acts" and inserting in lieu thereof the word "Laws." Amend Section one by striking out in line 2 of the printed bill the word "Acts". Recommend H. B. No. 232 do pass as amended.

H. B. 174 be passed for the day.

S. B. No. 4 be concurred in.

H. B. No. 11 be concurred in.

S. Joint Memorial No. 7 be concurred in.

FLACHSENHAR, Chairman.

On motion of Flachsenhar report adopted.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 54, introduced by Budas: A Bill for an Act entitled: "An Act relating to the describing of adjudicated water rights in any stream or other source of supply, providing a method for so doing, and permitting the holders of water rights to have former decrees concerning the same rights." Respectfully report that H. B. No. 54 do not pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration House Bill No. 220: A Bill for an Act entitled: "An Act to Amend Section 3 of Chapter 29 of the Session Laws of the Twentieth Legislative Assembly Relating to the taking up and Disposal of Abandoned Horses." Respectfully report as follows: That said bill do not pass.

LEAVENS, Chairman.

On motion of Leavens report adopted.

Moved by Flachsenhar, duly seconded and caried House adjourned until tomorrow morning, Tuesday February the nineteenth at 10:00 a. m.

R. C. BRICKER,

ATTEST:

Speaker.

H. J. FAUST, Chief Clerk.

FORTY-FOURTH DAY

House of Representatives
Helena, Montana, February 19, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Curran, absent; Nicholson and Ryder, excused.

The Committee on Journal reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-third legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Committee on Printing reported as follows:

Helena, Montana, February 19, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 230, 226, 213, 155, 175, 128, 195, 102 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Insurance having had under consideration, House Bill No. 209. A Bill for an Act entitled: "An Act declaring unlawful and void certain agreements or contracts for the performance of personal services in connection with the preparation for burial or cremation, or the burial or cremation, of human bodies, when not made in contemplation of imminent death of the person whose body is to be buried or cremated; defining the term 'personal services' and providing penalties for soliciting for inducing the making of such contracts and for accepting any fee, money or other valuable thing for or on account of such contracts." Respectfully report as follows: That House Bill No. 209 Do Pass.

SAMPLE, Chairman.

On motion of Sample report adopted.

Mr. Speaker: We, your committee on Livestock and Public Ranges, having had under consideration House Bill No. 101: A Bill for an Act entitled: "An Act to amend and re-enact Section 20 and Section 25 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the leasing of State Lands." Respectfully report as follows: That said bill be amended as follows:

By inserting in Section 1, line 11 of the printed bill, after the word "act," the following: "and provided further that in no case shall the preference claimant be required to pay more than at the rate of one hundred and twenty-five dollars, (\$125.00), per section of land classified as grazing."

By inserting between lines 14 and 15 of Section 1, the following: "No public leasing shall be held in any county until the appraisal of state lands in that county has been completed under the provisions of this Act."

By inserting in line 15 of Section 1, after the word "lands" the following: "which are vacant or which are being leased for less than the full and regular rate as provided for this act."

By adding in line 11 of Section 2, after the word "sum", the following: "Provided, however, that the State Land Board may, in its discretion tempor-

arily lease state land below the minimum rates herein provided for, where no bids have been received for any such lands."

By adding in line 18 of Section 2, after the word "permit", the following: "provided, however, that request may be made for temporary re-appraisal at the expense of the applicant on any state land in any county and the State Land Board may, in its discretion, grant said requests and fix a temporary rental value on said land so re-appraised, which said temporary rate shall prevail until final appraisement, as herein above provided for, shall have been completed and accepted by the State Land Board."

And that said bill, so amended, do pass and referred to General Orders without reprinting.

LEAVENS, Chairman.

On motion of Leavens report adopted.

Mr. Speaker: We, your committee on Banks and Banking having had under consideration, House Bill No. 233: A Bill for an Act entitled: "An Act to amend Section 129 of Chapter 89 of the Session Laws of 1927 relating to the employment of agents by the superintendent of Banks, the designation of a general liquidating agent, and making the attorney general of the State of Montana legal adviser for such liquidating agent and fixing the compensation of the attorney general for such services." Respectfully report as follows: That said Bill No. 233 do not pass.

WAITE, Chairman.

On motion of Waite report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 163, introduced by Bretzke: A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, relating to the Duties of the Public Administrator in handling estate moneys." Respectfully report as follows: That House Bill No. 163 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 162, introduced by Bretzke: A Bill for an Act entitled: "An Act to amend Section 10000 of the Revised Codes of Montana of 1921, relating to the duties of the Public Administrator and providing for the filing of a semi-annual statement of the receipts and disbursements of the several estates under the jurisdiction of such public administrator." Respectfully report as follows: That House Bill No. 162 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 267, introduced by Jameson: A Bill for an Act entitled: "An Act to amend Section 9453 of the Revised Codes of Montana of 1921, as amended by Chapter 22 of the Session Laws of 1925, relating to the cure of defects in Judicial sales of real property." Respectfully report as follows: That House Bill No. 267 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 204, introduced by Besancon: A Bill for an Act entitled: "An Act to amend Section 9745 of the Montana Revised Codes of 1921, relating to the record on appeal from orders other than new trial." Respectfully report as follows: That House Bill No. 204 do pass.

LEAVITT, Chairman.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 272, introduced by Jameson: A Bill for an Act entitled: "An Act to amend Section 8267 of the revised codes of Montana

of 1921, relating to the affidavit of extension of the lien of real estate mortgages." Respectfully report as follows: That House Bill No. 272 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 241, introduced by Jameson: A Bill for an Act entitled: "An Act to provide for the dismissal of Civil Actions for want of prosecution after a certain time, and fixing the time within which such actions cannot be dismissed for such cause." Respectfully report as follows: That House Bill, No. 241 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 244, introduced by Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9894 of the Revised Codes of Montana 1921, relating to complaints in forcible entry and unlawful detainer proceedings and to the service of summons in such actions." Respectfully report as follows: That House Bill, No. 244 be amended as follows: That Section 1 be amended by striking out the word "State" in line 25 and inserting the word "County" in lieu thereof; that said section be further amended by inserting after the first word "summons" in Line 27 the following: "and the plaintiff files, in addition to the certificate of such sheriff, an affidavit showing what has been done to ascertain the whereabouts of the defendants and showing that after due and diligent search and inquiry, plaintiff is unable to find the defendants within the State"; that Section 1 be further amended by striking out in Lines 28, 29, and 30, the following: "upon any agent of the defendant in possession or charge of the property, or if there be no such agent, then in the same manner," and that as amended, House Bill No. 244 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 229, introduced by Knight: A Bill for an Act authorizing the Clerk of the Supreme Court to appoint a deputy, and prescribing the duties and salary of such deputy. Respectfully report as follows: That House Bill, No. 229 do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 234, introduced by Rigg, Shepard, English (Silver Bow), and Knight: A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to appointment and salaries of assistant attorneys general." Respectfully report as follows: That House Bill No. 234 do not pass.

On motion of Leavitt report adopted.

LEAVITT, Chairman.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 178: A Bill for an Act entitled: "An Act to amend Sections 4869, 4870 and 4871 of the Revised Codes of Montana of 1921, relating to the salaries of County Superintendents of schools. Respectfully report as follows: That House Bill, No. 178 be amended as follows: In Line 3 of Section 1 after the word "third" strike out the words "fourth and fifth" and insert in lieu thereof the words "and fourth." Also in Line 5 of Section 1 strike out the words "Twenty-Five Hundred (\$2500.00) and insert in lieu thereof the words "Twenty-four Hundred (\$2400.00). In Section 2, Line 3, after the words "counties of the" insert the words "fifth and." Strike out Section 5 and as amended we recommend that same do pass.

MARSHALL, Chairman.

On motion om Marshall report adopted.

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 218, introduced by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to empower irrigation districts under the jurisdiction of the public service commission of Montana to issue refunding bonds, and providing for the refunding, redemption and payment of bonds and warrants of such districts, for the sale or exchange of such refunding bonds, for settling the terms and conditions of an exchange of bonds." Respectfully report as follows: That House Bill No. 218 do not pass, but that Substitute House Bill No. 218: A Bill for an Act entitled: "An Act to empower any irrigation district to issue refunding bonds, providing for the refunding, redemption and payment of bonds and warrants of any such irrigation district, for the sale or exchange of such refunding bonds, for settling the terms and conditions of an exchange of bonds, and to repeal Sections 7226 to 7230, both inclusive, Revised Codes of Montana, 1921, as amended by Sections 13 to 17, both inclusive, Chapter 157, Laws of Montana, 1923." Do Pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

February 19, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed, 135-179-180-181-186-188.

GREEN, Chairman.

Report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 12 that was recalled from the House was, upon Motion to reconsider, action whereby report of committee on said bill was adopted, was lost, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration, H. B. No. 3 and H. B. No. 40, recommend that the same be not concurred in, and bills are herewith returned to the House.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Moved by Flachsenhar that the other communications be considered read at length and Journal so show. Seconded and carried.

Helena, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to respective Committees:

H. B. No. 48—Committee on Public Lands.

H. B. No. 119—Committee on Counties and Towns.

H. B. No. 131—Committee on Judiciary.

H. B. No. 136—Committee on Roads and Highways.

H. B. No. 152—Committee on Counties and Towns.

H. B. No. 154—Committee on Counties and Towns.

H. B. No. 166—Committee on Counties and Towns.

H. B. No. 169—Committee on Insurance.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second times, and referred to Committees: S. B. No. 148, By Holt: A Bill for an Act entitled: "An Act to define and establish the boundary line between Powder River and Carter Counties." Committee on New Counties and Divisions.

S. B. No. 149, by Gustafson: A Bill for an Act entitled: "An Act to abolish the defense of contributory negligence as an absolute bar to an action for damages by any person or his personal representative arising out of the injury or death of such person through collision on railroad crossings with railroad trains and permitting the jury to consider such contributory negligence in mitigation of damages." Committee on Judiciary.

Also, Standing Committee this day reported as follows:

Committee on Roads and Highways: H. B. No. 124, by Bretzke and Darlington: Recommend same be concurred in.

Committee on Roads and Highways: S. B. No. 125, by Larson: Recommend same do pass.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 107. Introduced by Keeley. A Bill for an Act entitled: "An Act amending Section 3695 of the Revised Codes of the State of Montana for 1921, as amended by Section Six of Chapter 77 of the Laws of the Eighteenth Legislative Assembly, pertaining to regulations for use of artificial fish ponds." Referred to Committee on Fish and Game.

S. B. No. 108. Introduced by Parkin. A Bill for an Act entitled: "An Act authorizing the organization of industrial life insurance companies under the Laws of Montana, defining industrial life insurance, providing for the commencement of business of such companies, for initial funds and reserves, providing penalties for the violation of this Act, for the supervision of such companies by the Insurance Commissioner of the State of Montana and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Insurance.

S. B. No. 109. Introduced by Dowlin and Gustafson. A Bill for an Act entitled: "An Act to amend Chapter 60, Part 2, Section 7 of the Twentieth Legislative Assembly Laws of 1927 relating to the appointive powers of the Commissioner, and his management of office." Referred to Judiciary Committee.

S. B. No. 110. Introduced by Hagerty and Larson. A Bill for an Act entitled: "An Act providing that no Senator or Representative during his elective term as such shall be appointed or employed in any civil office, trust or employment under the State of Montana, and that no member of Congress or other person holding an office (except Notary Public, or in Militia) under United States or this State, shall be a member of either house during his continuance in office." Referred to Judiciary Committee.

S. B. No. 111. Introduced by Hagerty and Larson: A Bill for an Act entitled: "An Act to amend Sections 1, 3, 4, 8, 12, 13, 14, 17, 18 and 19 of Chapter 109, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to the regulating and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life; and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringements thereof; recognizing and clothing the State Board of Equalization of Montana with powers to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violation of this Act, and investing the State Board of Equalization of Montana with the enforcement and administration thereof." Referred to Committee on Oils and Leases.

S. B. No. 112. Introduced by Crawford. A Bill for an Act entitled: "An Act prohibiting any full time instructor in any Montana State Controlled educational institution from engaging, for compensation, in the practice of any profession other than that of teaching during such time as he or she may be employed by the State of Montana, and providing for punishment for a violation of this Act, and defining the term 'full time instructor'." Referred to Committee on Education.

S. B. No. 113. Introduced by Kemmis. A Bill for an Act entitled: "An Act providing for state fire insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire." Referred to Committee on Insurance.

S. B. No. 114. Introduced by Porter. A Bill for an Act entitled: "An Act to amend Section 2234 of the Revised Codes of Montana 1921, relating to the distribution of moneys received on account of redemption when property was sold to the county, and providing for reports by the County Treasurer." Referred to Judiciary Committee.

S. B. No. 115. Introduced by Schnitzler. A Bill for an Act entitled: "An Act to amend Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Laws of the 18th Legislative Assembly of the State of Montana, and as further amended by Chapter 14 of the Laws of the 20th Legislative Assembly of the State of Montana, relating to the arrangement, printing and voting of ballots at primary elections." Referred to Committee on Elections and Privileges.

S. B. No. 116. Introduced by Pauline, Kemmis, Johnson, Kane, Goodman, Sparling, Holton, McQuitty and Garber. A Bill for an Act entitled: "An Act creating the railroad and utilities commission of Montana, providing for an ex-officio Board of Commissioners composed of the Governor, Secretary of State and State Auditor; providing that the said commissioners shall act without additional compensation; transferring to the railroad and utilities commission all the duties and powers now imposed or placed under the control of the Board of Railroad Commissioners of Montana, the Montana Railroad Commission, the Public Service Commission of Montana and all Commissions acting ex-officio under the same; abolishing the officers of the Railroad Commission, the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of the State of Montana; providing for the repeal of Section 3779

of the Revised Codes of Montana of 1921 and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921." Referred to Committee on Railroads and Transportation.

S. B. No. 117. Introduced by Pauline. A Bill for an Act entitled: "An Act to amend Sections 3650 and 3651 of the Revised Codes of Montana of 1921, and to amend Sections 3654, 3655 and 3670 of the Revised Codes of Montana of 1921 as amended by Chapter 59 of the Laws of the Twentieth Legislative Asembly of 1927, relating to the appointment of the State Fish and Game Commission and of the State Game Warden providing for compensation of the Fish and Game Commission and for purchases through the purchasing department of the State of Montana." Referred to Committee on Fish and Game.

S. B. No. 118. Introduced by Goodman. A Bill for an Act entitled: "An Act authorizing counties, cities and towns and assignees of counties, cities and towns, to make application for tax deeds, give notices and submit proof and procure tax deeds for property sold for delinquent taxes in cases where no certificate of sale was made, issued or filed as provided for by law, when the time for redemption has expired." Referred to Judiciary Committee.

S. B. No. 119. Introduced by Mears, McQuitty and Eaton. A Bill for an Act entitled: "An Act to provide for the segregation of the educational institution known as the "Montana School for the Deaf and Blind" and the training school for feeble minded persons, providing for the selection of a site, providing for a commission to investigate sites and make recommendations to the Governor and the State Board of Education." Referred to Committee on Education.

S. B. No. 120. Introduced by Staggs, Dowlin and Mears. A Bill for an Act entitled: "An Act to amend Section 363 of the Revised Codes of Montana of 1921, as amended by Chapter 40 of the Laws of the Eighteenth Legislative Assembly of the State of Montana 1923, relating to the salary of the chairman of the State Board of Hail Insurance and increasing the same." Referred to Committee on Insurance.

S. B. No. 121. Introduced by Taylor. A Bill for an Act entitled: "An Act relating to corporations which maintain rustling cards or employment offices and providing regulations therefor and prescribing a penalty for the violation of this Act." Referred to Committee on Labor and Capital.

S. B. No. 122. Introduced by Committee on Fish and Game. A Bill for an Act entitled: "An Act relating to the acquisition by the United States of lands and waters within the State of Montana for the purpose of creating, developing and maintaining refuges for migratory wild fowl." Referred to Committee on Fish and Game.

S. B. No. 123. Introduced by Taylor. A Bill for an Act entitled: "An Act requiring County Treasurers to keep a separate account for each school district maintaining a district high school, or high school classes, showing all moneys received by such school district for the maintenance of such district high school or such high school class or classes." Referred to Committee on Education.

S. B. No. 124. Introduced by Larson and Campbell of Missoula: A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of Courts of Record; abolishing certain existing methods in such cases and in the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and county officers having charge of election affairs and judges and clerks of election, and adapting the provisions of the Laws as they now exist to the non-partisan election of judges of Courts of Record." Referred to Judiciary Committee.

S. B. No. 125. Introduced by Larson. A Bill for an Act entitled: "An Act to repeal Chapter 123 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana of 1927 relating to the registra-

tion of motor vehicles; relating to the application for registration; defining the duties of the County Treasurer and the Registrar of Motor Vehicles; and providing a penalty for failure to make application for registration within a prescribed time." Referred to Committee on Roads and Highways.

S. B. No. 126. Introduced by Survant. A Bill for an Act entitled: "An Act to amend Section 2153 Revised Codes of Montana 1921, relating to the lien of taxes on personal property, as such Section was amended by Chapter 18 Session Laws of 1925 and Chapter 113 Session Laws of 1927." Referred to Judiciary Committee.

S. B. No. 127. Introduced by Staggs. A Bill for an Act entitled: "An Act to amend Section 1252 Revised Codes of Montana, 1921, relating to the issuance of bonds by counties, school districts, cities and towns, and vesting the State Board of Equalization with supervision and control over the issuance thereof." Referred to Committee on Counties and Towns.

S. B. No. 128. Introduced by McQuitty. A Bill for an Act entitled: "An Act to amend Section 3379 Revised Codes of Montana 1921, relating to damages by trespassing stock." Referred to Committee on Stock Growing and Grazing.

S. B. No. 129. Introduced by Church. A Bill for an Act entitled: "An Act to amend Section 1415 of the Revised Codes of Montana 1921, as amended by Chapter 42 of the Session Laws of 1923, relating to appointment of, removal and salary of the superintendent of the insane asylum and his assistants." Referred to Judiciary Committee.

S. B. No. 130. Introduced by Ruffcorn. A Bill for an Act entitled: "An Act to amend Section 3586 of the Revised Codes of Montana, 1921, relating to the storage of grain, and fixing a basis for settlement in cases where redelivery is not desired." Referred to Committee on Agriculture.

S. B. No. 131. Introduced by Dowlin. A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119, Session Laws of the State of Montana of 1927, relating to the distribution of the State Common School Equalization Fund." Referred to Committee on Education.

S. B. No. 132. Introduced by Kemmis. A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 19 of the Session Laws of the Twentieth Legislative Assembly of Montana relating to delinquent gasoline dealers and license taxes; prescribing the duties of the State Board of Equalization with reference thereto, and the fixing of the amount of the tax; prescribing penalties and interest; providing for liens upon the property of the dealers for delinquent taxes, penalties and interest and the method and manner of their release; and prescribing the duties of the State Treasurer and Attorney General with reference to said delinquent taxes." Referred to Judiciary Committee.

S. B. No. 133. Introduced by Kemmis. A Bill for an Act entitled: "An Act to amend Section 3170 of the Revised Codes of Montana of 1921 relating to the retailing, vending, compounding and dispensing of drugs, medicines, poisons, chemicals and pharmaceutical preparations." Referred to Judiciary Committee.

S. B. No. 134. Introduced by J. L. Campbell and Wuerthner. A Bill for an Act entitled: "An Act amending Section 5228 of the Revised Codes of Montana, 1921, as amended by Chapter 135 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to the cost of improvement on extended improvement districts not fronting on streets improved." Referred to Committee on Counties and Towns.

S. B. No. 135. Introduced by Porter, by request. A Bill for an Act entitled: "An Act enabling counties which have extended relief loans to collect same and empower the County Commissioners of said counties, with authority to employ special agents for such work, and fixing their compensation." Referred to Committee on Counties and Towns.

S. B. No. 136. Introduced by Higbie, by request. A Bill for an Act entitled: "An Act to repeal Chapter 39 of the Session Laws of the 20th Legislative Assembly of the State of Montana and Section 8273 of the Revised Codes of Montana, 1921, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations." Referred to Judiciary Committee.

S. B. No. 137. Introduced by Committee on Education. A Bill for an Act entitled: "An Act providing a method whereby any county having a county free high school may by a vote of the electors thereof authorize the management and control of such high school to be taken over by the school district of the district in which located, providing for the levy and distribution of high school tax and disposition of money on hand in high school fund; providing for existing contracts, course of study, admission of pupils; and providing for retransferring of supervision and control of such school back to county." Referred to Committee on Education.

S. B. No. 138. Introduced by Holton, by request. A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, as amended by Chapter 124 of the Eighteenth Legislative Assembly and as further amended by Chapter 48 of the Twentieth Legislative Assembly relative to allowance of traveling or other expenses of State, county, city, school district, officers or employees." Referred to Judiciary Committee.

S. B. No. 139. Introduced by Ruffcorn. A Bill for an Act entitled: "An Act to provide for the salaries of Deputy County Attorneys in Counties of the sixth and seventh classes." Referred to Committee on Counties and Towns.

S. B. No. 140. Introduced by Baker. A Bill for an Act entitled: "An Act authorizing the State Land Board to petition for or protest against the creation of improvement district within the corporate limits of a city where state land is located within the contemplated districts; providing for the payment by said Board of Special Improvement assessments when such districts are created; and providing that said assessments shall be added to the appraised value of said land." Referred to Committee on Counties and Towns.

S. B. 141, by Cooper: A Bill for an Act entitled: "An Act creating the State Board of Examiners of Welders and Cutters, prescribing its duties, fixing the salaries of its members, providing for examinations and licensing of persons cutting and welding metals by the use of tools, equipment and appliances operated by electricity or oxygen, hydrogen, acetylene or other explosive gases, and providing penalties for engaging in said occupations without licenses, and for employing unlicensed persons." Committee on Judiciary.

S. B. No. 142. Introduced by Walker, by request. A Bill for an Act entitled: "An Act to provide for the appointment of a clerk by public administrators in counties where a judge of the District Court of the Judicial District in which the county is located shall certify to the County Commissioners of such county the necessity for the appointment of such clerk and to provide for the appointment of such clerk by the Public Administrator of such county and fixing the compensation and term of office of such clerk." Committee on Judiciary.

S. B. 143, By Eaton (by request): A Bill for an Act entitled: "An Act to validate sales by counties of property purchased for taxes." Committee on Education.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Resolution, Senate Joint Memorials

and Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. J. M. No. 9. Introduced by Ruffcorn. "A Resolution memorializing the Congress of the United States relating to the policy of caring for the Indians of Montana by the expenditure of Federal Appropriations through state agencies." Referred to Committee on Federal Relations.

S. J. M. No. 10. Introduced by Kennedy. "Memorial to the Congress of the United States to enact legislation pending in Congress relating to amending the Laws respecting mining locations and labor requirements on lands where metals are not exposed at the surface." Referred to Committee on Federal Relations.

S. J. R. No. 3. Introduced by Cowan, Survant, Kennedy, Dowlin, Eaton, Plank and Johnson. Relating to the finances of the State of Montana, recommendation as to economy measures and providing for a committee of House and Senate members to investigate and report recommendations at the next session of the Legislative Assembly relating to proposed economies and other Legislation, and providing for the organization and operation of said committee. Referred to Committee on Finance and Claims.

S. B. No. 144. Introduced by Wuerthner, Ruffcorn and Johnson. A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the State; providing a method for submission of the question of their establishment to a vote of the people, and making County Treasurers custodians of junior college funds; permitting the Board of Regents of such colleges to accept donations and bequests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict therewith." Referred to Committee on Education.

S. B. No. 145. Introduced by Johnson. A Bill for an Act entitled: "An Act defining and declaring radio transmission and radio reception a public convenience and investing certain authorities and powers relative thereto in the Public Service Commission." Referred to Judiciary Committee.

S. B. No. 146. Introduced by Survant. A Bill for an Act entitled: "An Act defining and providing for the licensing of hide buyers; providing for the inspection and tagging of hides and providing for the issuance and recording of certificates of inspection; providing fees for such inspection; providing penalties for the violation of this Act." Referred to Committee on Stock Growing and Grazing.

S. B. No. 147. Introduced by Kennedy. A Bill for an Act entitled: "An Act to amend Setcion 882 of the Revised Codes of Montana of 1921, relating to the establishment of the Montana State Bureau of Mines and Metallurgy and Geology and changing the name thereof." Referred to Committee on Mines and Mining.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 68 do pass.

That S. B. No. 86 do pass.

That S. B. No. 41 be amended by adding the words "Section 13" before the words "This Act" in the next to the last line of said bill, and as so amended, recommend same do pass.

That S. J. M. No. 3 do pass.

That H. B. No 3 be not concurred in.

That H. B. No. 40 be not concurred in.

That H. B. No. 84 be amended in Section 1 by striking out in line 31, Page 2, original bill, or in Line 43 of the printed bill, the word "ten" and inserting in lieu thereof the word "Fifteen" and as so amended, recommend same be concurred in.

That H. B. No. 11 be amended in Section 9 by striking out in Line 6, the words "Governor is" and inserting in lieu thereof the words "State Board of Examiners are"; also in Section 10 by inserting after the word "delay" in line 3 the words "on the most approved fireproof system," and as so amended, recommend same be concurred in.

That H. B. No. 72 be concurred in.

That H. B. No. 59 be amended by striking out words and figures "November 23rd" of Committee Amendment, and inserting in lieu thereof the words and figures December 1st," and as so amended, recommend same be concurred in.

That Sub. H. B. No. 53 be concurred in.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of Senate Bills Nos. 28 and 44 be passed for the day.

That S. B. No. 52 do pass.

That S. B. No. 39 do pass.

That S. B. No. 53 do pass.

That S. B. No. 37 be amended by striking out the figure "7" on line 68 and inserting in lieu thereof the figure "8"; and further amend by adding a subsection after No. 6 reading as follows:

No. 7. Resident owners operating motor vehicles under License issued by any state other than Montana. It shall especially be provided that a resident of the State of Montana shall not operate a motor vehicle under a license issued by any State other than Montana."

And as so amended, recommend same do pass.

That S. B. No. 63 do pass.

That S. B. No. 65 do pass.

That S. B. No. 30 do pass.

That S. B. No. 55 do pass.

That S. B. No. 62 be amended in Section 1 by inserting in Line 5 after the word "county" the words "and can be found therein."

Also amend in Section 1 by inserting in Line 6 after the word "county" the words "or if resident and cannot be found therein."

Also amend in Section 2 by inserting in Line 7 after the word "county" the words "or if resident and cannot be found therein."

And as so amended, recommend same do pass.

That S. B. No. 64 do pass.

That S. B. No. 66 be amended in the title by striking out in Line 3 the words "50 years" and inserting in lieu thereof the words "Seventy-five years."

Also amend in Section 1 by striking out in Line 3 the words "50 years" and inserting in lieu thereof the words "seventy five years."

And as so amended, recommend same do pass.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 18, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Counties and Towns: S. B. No. 80, Recommend that same do not pass.

Committee on Counties and Towns: S. B. No. 104, by Porter: Recommend that same Do Not Pass.

Committee on Counties and Towns: S. B. No. 102, By Donovan: Recommend that same do pass.

Committee on Banks and Banking: S. B. No. 106, by Schnitzler and Wuerthner: Recommend that same do pass.

Committee on Elections and Privileges: H. B. No. 90, by Bretzke: Recommend that same be concurred in.

Committee on Elections and Privileges: Substitute for H. B. Nos. 67 and 78, by Ueland and Bretzke: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length (except Sub. H. B. 218-251-252-253-254-86-268) and referred to committees:

H. B. No. 310, By Appropriations Committee: A Bill for an Act entitled: "An Act authorizing the Registrar of Motor Vehicles to construct, furnish and equip an addition to the building for the manufacture of automobile license plates and appropriating money for that purpose." Committee on Appropriations.

H. B. No. 311, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the construction and equipment of a hospital building at the Montana State Tuberculosis Sanitarium. Committee on Appropriations.

H. B. No. 312. Introduced by Appropriations Committee. A Bill for an Act entitled: "An Act providing money for the operation and maintenance of the Livestock Commission of the State of Montana, and for the operation and maintenance of the Livestock Sanitary Board for the years beginning July 1, 1929 and ending June 30, 1931." Referred to Committee on Appropriations.

H. B. No. 313, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing a general utility building at the Montana Soldiers' Home, and for repairs and replacements to buildings at the Montana Soldiers' Home." Committee on Appropriations.

Sub. for House Bill No. 218, By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to empower any irrigation district to issue refunding bonds, providing for the refunding, redemption and payment of bonds and warrants of any such irrigation district, for the sale or exchange of such refunding bonds, for settling the terms and conditions of an exchange of bonds, and to repeal Sections 7226 to 7230, both inclusive, Revised Codes of Montana, 1921, as amended by Section 13 to 17, both inclusive, Chapter 157, Laws of Montana, 1923." Printing Committee. (Read first and second times by title only).

Sub. for House Bills No. 251, 252, 253 and 254. By Committee on Education: A Bill for an Act entitled: "An Act to amend Section 1013 of the Revised Codes of Montana, 1921, and Section 1282 of the Revised Codes of

Montana, 1921, as amended by Chapter 19, Session Laws of 1923." Printing Committee. (Read first and second times by title only.)

Sub. for House Bill No. 86, By Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act providing for the increase of the rate of taxation on real and personal property for state purposes of not to exceed 2½ mills on each dollar of valuation, in addition to the levy which is now or may be hereafter authorized by Section 9 of Article 12 of the Constitution of the State of Montana, for a period of ten years beginning with the year 1931, and to authorize and empower the Legislative Assembly to levy a tax for each year during such period of an additional levy of not to exceed 2½ mills on each dollar of valuation for the support, maintenance and improvement of the institutions now comprised in the Greater University of Montana, and to appropriate so much of the money derived therefrom for each year during said period as may be necessary for said purpose, and providing for the submission of this Act to the qualified electors of the State of Montana at the next general election, describing the form of ballots to be used and the duties of the Secretary of the State of Montana relative to the submission of said Act to the qualified electors of said State." Printing Committee. (Read first and second times by title only.)

Sub. for House Bill No. 268, By Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act to authorize the State of Montana to become indebted in the sum of three million dollars in excess of the constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, for the construction, repair, and equipment of necessary buildings, other permanent improvements and the acquisition of necessary grounds therefor, at the several institutions of the State of Montana, consisting of the State University at Missoula, State College of Agricultural and Mechanic Arts at Bozeman, the Montana State School of Mines at Butte, the Montana State Normal College at Dillon, the Eastern Montana State Normal School at Billings, and the Northern Montana Agricultural and Manual Training School at Fort Assiniboine, now comprised in the University of Montana, and the State Orphans' Home at Twin Bridges, Montana School for Deaf and Blind at Boulder, the Montana State Industrial School at Miles City, the State Vocational School for Girls at Helena, the State Insane Asylum at Warm Springs, the Montana State Tuberculosis Sanitarium at Galen, the State Soldiers' Home at Columbia Falls, and the State Prison at Deer Lodge; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof, prescribing the form of such bonds and providing for the levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon." Printing Committee. (Read first and second times by title only.)

MOTIONS AND RESOLUTIONS

Moved by Jones, seconded and carried, that H. B. No. 264 be recalled from the Printing Committee, that H. B. Nos. 191 and 282 be recalled from the Chief Clerk for further consideration.

Moved by Moss, seconded and carried, that consideration of H. B. Nos. 94, 149, and 150 be passed for the day.

THIRD READING OF SENATE BILLS

Senate Bill No. 4, introduced by Goodman, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English

(Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavitt, Knight, Lewis, Lillis, Lucas, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Chatham, Curran, Dougherty, Leavens, Logan, MacRae, Marshall, Miller (Fergus), Nicholson, Ryder, Shepard, Johnson. Total 12.

S. B. No. 11, introduced by Wuerthner, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Leavitt, Lillis, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Salyerds, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Dean, Ekegren, Lewis, Ross, Sample, Sheffer. Total 6.

Absent and not voting: Ballard, Chatham, Curran, English (Deer Lodge), Fulsher, Johnson, Kruse, Leavens, Logan, MacRae, Nicholson, Ryder, Shepard. Total 13.

S. J. M. No. 7, introduced by Staggs, Holton and Crawford, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelson, Nelstead, Parker, Pauly, Reed, Rigg, Roll, Rolph, Ross, Shepard, Salyerds, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Buck, Cooney, Curran, Dougherty, Freed, Johnson, Logan, Mason, Metlen, Moss, Moulton, Nicholson, Ryder, O'Day, Purnell, Renwick, Ryder, Sample, Sheffer. Total 18.

THIRD READING OF HOUSE BILLS

Sub. H. B. 135 introduced by Besancon, having been read three several times, title and history agreed to, was rejected by the following vote:

Ayes: Anderson, Ballard, Barry, Besancon, Bretzke, Brown (Gallatin), Buck, Darlington, Doran, Dougherty, Dunn, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Hanley, Henderson, Hodgskiss, Jameson, Logan, MacRae,

Mason, Manning, Marshall, Monaghan, Miller (Fergus), Moss, Nelson, Reed, Rigg, Salyerds, Sheffer, Shepard, Steeves, Sullivan, Tinsley, Willard, Pauly, Mr. Speaker. Total 40.

Noes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Cascade), Budas, Burrell, Chapman, Chatham, Cooney, Dean, Dellwo, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fulsher, Gordon, Green, Hagestad, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, Merritt, Minette, Miller (Lincoln), Moulton, Murphy, Nagle, Nelstead, O'Day, Parker, Purnell, Renwick, Roll, Rolph, Ross, Simpson, Thorburn, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock. Total 54.

Absent and not voting: Bonine, Clausen, Curran, Johnson, Metlen, Nicholson, Ryder, Sample. Total 8.

H. B. No. 179, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Leavens, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Curran, Doran, Johnson, Nicholson, Ryder, Willard. Total 6.

H. B. No. 180, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestead, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Budas, Cooney, Curran, Doran, Johnson, Nicholson, Reed, Ryder, Willard, Willis. Total 10.

H. B. No. 181 introduced by Committee on Revenue and Taxation having been read three several times was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed,

Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Curran, Doran, Johnson, Marshall, Moss, Nicholson, Reed, Ryder, Sample. Total 9.

H. B. No. 186, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Curran, Johnson, Knight, Nicholson, Ryder, Willis. Total 6.

H. B. No. 188, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Chatham, Curran, English (Deer Lodge), Johnson, Nicholson, Ryder, Tinsley. Total 7.

There being no objections, House reverted to Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first time by title and second time at length and referred to committee:

H. B. No. 314, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing, furnishing and equipping a house for criminal insane, living quarters for the attending physicians and an addition to the heating plant at the Montana State Hospital for the Insane." Committee on Appropriations.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, duly seconded and carried, that H. B. Nos. 191, 264, 282 be re-referred to Committee on State Boards and Officers.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar seconded and carried, that House resolve itself into Committee of the Whole for Consideration of General Orders under the following Rules: Proponents and opponents of bills to be given ten minutes and others five minutes; for discussion of amendments proponents and opponents five minutes and others three minutes; no trading of time and all bills to be read by history, title and section numbers only except appropriation bills which will be read at length.

Mr. Jameson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration Sub. H. B. 164, H. B. Nos. 174-17-110-113-141-100-215 Respectfully report as follows:

Recommend that consideration of Sub. H. B. No. 164 be passed for the day.

H. B. No. 174 be amended as follows: Amend Section one by striking out in line 8, the word "ten" and inserting in lieu thereof the word "twelve." Amend section one by striking out in line 14 the word "six" and inserting in lieu thereof the word "ten" do pass, as amended.

H. B. No. 17, be amended as follows: Amend the title by striking out all of lines following the word "thereby" and inserting a period instead of a semi-colon. Amend Section One by striking out in Line 2 after word "thereto" the word "shall" and insert "may at his option, in addition to all other methods now provided by law." Amend Section 10, by striking out all of Section 10 and renumber Section 11. That H. B. No. 17 do pass as amended.

H. B. No. 110 do pass.

H. B. No. 113, consideration passed temporarily.

H. B. No. 141—On Substitute motion that enacting clause be stricken.

H. B. No. 200 do pass.

H. B. No. 215 do pass.

H. B. No. 113 be amended as follows: Amend title by inserting in the first line after the word "Section" the following "3697 of the Revised Codes of Montana, 1921, as amended by section." Amend Section one, line 16, after the word "Garfield" insert the word "Petroleum". Amend Section one by inserting in line one after the word "Section" 3697 of the Revised Codes of Montana, 1921 as amended by section. Amend Section one by inserting after the word "Sanders" in line 28, the word "Gallatin." Amend Section one by striking out in line 27, the word "Beaverhead."

H. B. No. 113 do pass as amended.

JAMESON, Chairman.

On motion of Jameson report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Education having had under consideration House Bills 251, 252, 253, 254: Respectfully report as follows: That House Bills, No. 251, 252, 253, 254, do not pass, but that Sub. for House Bills Nos. 251, 252, 253, 254: A Bill for an Act entitled: "An Act to amend Section 1013 of the Revised Codes of Montana, 1921, and Section 1282 of the Revised Codes of Montana, 1921, as amended by Chapter 19, Session Laws of 1923." Do Pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Privileges and Elections having had under consideration House Bill No. 269 introduced by Ueland: A Bill for an Act entitled: "An Act permitting boards of County Commissioners to provide at their option additional judges and clerks of election for the purpose of counting and tabulating votes and defining the duties and powers of the judges and clerks in each precinct containing one hundred and fifty or more registered voters, providing said precincts do not use voting machines and providing for the penalty for the violation of the provisions of this Act." Respectfully report as follows: That House Bill No. 269 do not pass.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Privileges and Elections having had under consideration, House Bill No. 257 introduced by Leavitt (on request): A Bill for an Act entitled: "An Act amending Section 727 of the Revised Codes of Montana of 1921 providing for the creation of an absent voter's precinct by the Board of County Commissioners and the appointment of election Judges and clerks therefor, and providing when the polls shall be kept open in said precinct and the method of delivery of the absent voter's ballots to the election judges, and when the same shall be delivered, and specifying the duties of said election judges and the County Clerk in connection with said absent voters' ballots, and prescribing the duties of said election judges in connection with casting, canvassing and counting of said absent voters' ballots and all rules and regulations in returning the same, and the results of said election, and providing how votes for the precinct committeemen and township officers shall be counted, and specifying under what circumstances a person who has made application for an absent voter's ballot may vote on Election Day if presented in his precinct, and prohibiting electors from voting who have applied for and voted absent voter's ballot, and providing that all election laws shall be applicable to the provisions of this Section unless inconsistent therewith, and providing under what circumstances cities and towns may create absent voters' precincts and providing penalties for the violation of the provisions of this Act." Respectfully report as follows: That House Bill No. 257 do not pass.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 262, introduced by Moulton by request: A Bill for an Act entitled: "An Act authorizing cities and towns to extend the time for paying overdue and delinquent local or special improvement assessments, and providing for the issuance of refunding bonds payable from such extended assessments." Respectfully report as follows: That House Bill No. 262 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 86, Introduced by Leavitt: A Bill

for an Act entitled: "An Act Providing for the increase of the rate of taxation on real and personal property for State purposes of 1¼ mills on each dollar of valuation for a period of ten years beginning with the year 1931, and to authorize and empower the Legislative Assembly to levy a tax for each year during such period of not exceeding 3¾ mills on each dollar of valuation, and to appropriate the money derived from 1¼ mills of such levy for each year during such period for the support, maintenance and improvement of the institutions now comprised in the University of Montana, and providing for the submission of this Act to the qualified electors of the State of Montana at the next general election, describing the form of ballots to be used and the duties of the Secretary of the State of Montana relative to the submission of said Act to the qualified Electors of said State." Respectfully report as follows: That House Bill No. 86 do not pass and that Substitute House Bill No. 86 introduced by the Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act providing for the increase of the rates of taxation on real and personal property for State purposes of not to exceed 2½ mills on each Dollar of Valuation, in addition to the levy which is now or may be thereafter authorized by Section 9 of Article 12 of the Constitution of the State of Montana, for a period of an additional levy of not to exceed 2½ mills on each dollar of valuation for the support, maintenance and improvement of the institutions now comprised in the greater University of Montana, and to appropriate so much of the money derived therefrom for each year during said period as may be necessary for said purposes and providing for the submission of this Act to the qualified electors of the state of Montana at the next general election, describing the form of ballots to be used and the duties of the Secretary of the State of Montana relative to the submission of said Act to the qualified electors of said State." Respectfully report as follows: That Substitute House Bill No. 86 do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 268, introduced by Johnson, Leavitt, Nagle and Jameson: A Bill for an Act entitled: "An Act to authorize the State of Montana to become indebted in the sum of Three Million Dollars in excess of the Constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, for the construction, repair, and equipment of necessary buildings, and other permanent improvements, at the several institutions of the State of Montana, consisting of the State University, at Missoula, the State College of Agriculture and Mechanic Arts at Bozeman, the Montana State School of Mines at Butte, the Montana State Normal School at Billings, and the Northern Montana Agricultural and Manual Training School at Fort Assiniboine, now comprised in the University of Montana, and the State Orphans' Home at Twin Bridges, Montana School for Deaf and Blind at Boulder, the Montana State Industrial School at Miles City, the State Vocational School for Girls at Helena, State Insane Asylum at Warm Springs, Montana State Tuberculosis Sanitarium at Galen, State Soldiers' Home at Columbia Falls, and the State Prison at Deer Lodge; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof, prescribing the form of such bonds and providing for the levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon." Respectfully report as follows: That House Bill No. 268 do not pass, and that Substitute House Bill No. 268, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to authorize the State of Montana to become indebted in the sum of Three Million Dollars in excess of the constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, for the construction, repair, and equipment of necessary buildings, other permanent improvements and the

acquisition of necessary grounds therefor, at the several institutions of the State of Montana, consisting of the State University, the State College of Agricultural and Mechanic Arts at Bozeman, the Montana State School of Mines at Butte, the Montana State Normal College at Dillon, the Eastern Montana State Normal, School at Billings, the Northern Montana Agricultural and Manual Training School at Fort Assiniboine, now comprised in the University of Montana, and the State Orphans' Home at Twin Bridges, Montana School for Deaf and Blind at Boulder, the Montana State Industrial School at Miles City, the State Vocational School for girls at Helena, the State Insane Asylum at Warm Springs, the Montana State Tuberculosis Sanitarium at Galen, the State Soldiers' Home at Columbia Falls, and The State Prison at Deer Lodge; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof, prescribing the form of such bonds and providing for the levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon," do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration, House Bill No. 293, being a Bill for an Act entitled: "An Act creating a Bureau of Geology and Mineral Resources, and defining its powers and duties." Respectfully report as follows: That House Bill, No. 293 do not pass.

JERGENSEN, Chairman.

On motion of Jergensen report adopted.

Moved by Flachsenhar, duly seconded and carried that House recess until 2:30 p. m.

AFTERNOON SESSION.

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORT OF SELECT COMMITTEE

The select committee appointed to arrange a program for the twenty-second reported a program had been outlined, and the same was read by the clerk.

REPORTS OF STANDING COMMITTEES

The Printing Committee reported as follows:

Helena, Montana, February 19, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills, Nos. 145-202, Sub. for 52 and 66 H. J. M. No. 5, H. J. R. No. 3 and H. J. R. No. 4 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education having had under consideration House Bill No. 214: A Bill for an Act Entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana of 1921 as amended by Chapter 124 of the Eighteenth Legislative Assembly relative to allowance of traveling or other expenses of state, county, city and school district officers or employees." Respectfully report as follows: That House Bill No. 214 do not pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, House Bill No. 270: A Bill for an Act entitled: "An Act relating to agricultural seeds, amending Sections 3594, 3596 and 3602 Revised Codes of Montana of 1921, concerning the labeling requirements of agricultural seeds and mixtures and concerning penalties and prosecutions for violations of the law relating thereto." Respectfully report as follows: That House Bill No. 270 do pass.

BUDAS, Vice Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration House Bill No. 307: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined, imposing certain duties and conferring certain powers upon the Commissioners of Agriculture in connection therewith and prescribing penalties for violations of this Act." Respectfully report as follows: That House Bill No. 307 do pass.

BUDAS, Vice Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration House Bill No. 205: A Bill for an Act entitled: "An Act to prevent fraud in the manufacture and sale of commercial fertilizers; requiring statement of quality, filing of statement, payment and use of license fees; providing certificate from Commissioner of Agriculture and cancellation of same; providing for taking of samples for analysis by the Montana Experiment Station; providing for penalties and enforcement by the State Commissioner of Agriculture." Respectfully report as follows: That House Bill No. 205 do not pass.

BUDAS, Vice Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Public Utilities and State Commissions having had under consideration, House Resolution No. 6, introduced by Fairgrieve: A resolution requesting the State Railroad Commission of Montana to make application to the Inter-state Commerce Commission for a special reduction in freight rates on coal shipped from Montana mines to eastern points. Respectfully report as follows: That House Resolution No. 6, do pass, as amended. We move to amend in line 10, by striking out the word "non-union" and have it read "with the mined coal of Oklahoma and Tennessee." Do pass as amended.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 249: A Bill for an Act entitled: "An Act to amend Section 1202 of the Revised Codes of Montana of 1921 relating to the common school levy and providing for the making of the same, and for payment of moneys arising from said levy and from fines." Respectfully report as follows: That House Bill No. 249, do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 194: A Bill for an Act entitled: "An Act to amend Section 1281 of the Revised Codes of Montana 1921 as amended by Chapter 132 of the Session Laws of the Twentieth Legislative assembly relating to the levy for high school purposes in counties not maintaining a county high school." Respectfully report as follows: That House Bill No. 194 do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration Senate Bill No. 12: A Bill for an Act entitled: "An Act to amend Section 135 of the Revised Codes of 1921 relating to the distribution of House and Senate Journals and Session Laws." Respectfully report as follows: That Senate Bill No. 12, be concurred in.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 289: A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board." Respectfully report as follows: That House Bill No. 289 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 310: A Bill for an Act entitled: "An Act authorizing the Registrar of Motor Vehicles to construct, furnish and equip an addition to the building for the manufacture of automobile license plates and appropriating money for that purpose." Respectfully report as follows: That House Bill No. 310 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 311: A Bill for an Act entitled: "An Act appropriating money for the construction and equipment of a hospital building at the Montana State Tuberculosis Sanitarium." Respectfully report as follows: That House Bill No. 311 Do Pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 312: A Bill for an Act entitled: "An Act providing money for the operation and maintenance of the Livestock Commission of the State of Montana, and for the operation and maintenance of the Livestock Sanitary Board for the years beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 312, do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 313: A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing a general utility building at the Montana Soldiers' Home, and for repairs and replacements to buildings at the Montana Soldiers' Home." Respectfully report as follows: That House Bill No. 313, do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 314: A Bill for an Act entitled: "An Act appropriating money for the purpose of constructing, furnishing and equipping a house for the criminal insane; living quarters for the attending physicians and an addition to the heating plant at the Montana State Hospital for the Insane." Respectfully report as follows: That House Bill No. 314 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 191, introduced by Jergensen: A Bill for an Act entitled: "An Act to amend Section 285 of the Revised Codes of the State of Montana." Respectfully report as follows: That House Bill No. 191, do not pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 280, introduced by State Boards and Officers Committee: A Bill for an Act entitled: "An Act to amend Section 12525 of the Revised Codes of Montana, 1921, providing for the employment of a principal for the State Vocational School for Girls and defining his qualifications." Respectfully report as follows: That House Bill No. 280, do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 148, introduced by Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to simplify and co-ordinate administration by changing the name of the Board of Railroad Commissioners of the State of Montana to the "Railroad and Public Service Commission of Montana"; by changing the name of the Public Service Commission of Montana to the "Railroad and Public Service Commission of Montana"; by changing the name of the Montana Trade Commission to the "Railroad and Public Service Commission of Montana"; and by changing the name of the Montana Irrigation Commission to the "Railroad and Public Service Commission of Montana." Respectfully report as follows: That House Bill No. 148 do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 282: A Bill for an Act entitled: "An Act to amend Section 219 of the Revised Codes of Montana of 1921, relating to the number and salaries of assistants, deputies and clerks in the department of the State Examiner, and repealing Section 220 of the Revised Codes of Montana relating to the additional deputies and assistants to the State Examiner." Respectfully report as follows: That House Bill No. 282 be amended as follows: That lines 3-4-5-6-7 and 8 of Section one of the original bill be amended to read as follows: "219. Assistants, Deputies and Clerks. The State Examiner shall be allowed one first assistant at a salary of three thousand dollars per year; one second assistant at a salary of twenty-seven hundred dollars per year; three deputies at a salary of twenty-seven hundred dollars per year and one clerk at a salary of fifteen hundred dollars per year." And that as so amended, the bill do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration House Bill No. 275, introduced by Kinville: A Bill for an Act entitled: "An Act to amend Section 464 of the Revised Codes of Montana, 1921, relating to official bonds of state officers." Respectfully report as follows: That House Bill No. 275 do not pass. And that Substitute House Bill No. 275, A Bill for an Act entitled: "An Act to amend Section 464 of the Revised Codes of Montana, 1921, relating to official bonds of state officers." Do Pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 261: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, relating to meetings of the State Board of Education and providing that quarterly meetings may be held at any of the state institutions." Respectfully report as follows: That House Bill No. 261 do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration House Bill No. 287, introduced by Leavitt by request: A Bill for an Act entitled: "An Act to amend Section 4181 of the Revised Codes of Montana, 1921, relating to wage brokers and providing penalty for violation of Section 4173 to 4180 both inclusive." Respectfully report as follows: That House Bill No. 287, be amended as follows: After the word "and" in Line 17 of the original bill insert the word "in", and in the same line strike out the word "date" and insert in lieu thereof the word "debt" and that as amended, House Bill No. 287 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration House Bill No. 132, introduced by Nagle: A Bill for an Act entitled: "An Act relating to corporations defining the duties of the Secretary of State of notifying corporations when the charter will expire, and providing for winding up the affairs of the corporation at the expiration of the charter, and providing for the continuance of the existence of the corporation for the purpose of winding up its affairs." Respectfully report as follows: That House Bill No. 132, be amended as follows: In Section 1 in Line 11 after the word "corporation" insert the words "hereafter organized"; In Section 3 in Line 23 after the word "trustees" insert the word "of any corporation," and in the last line of Section 3 on Page 1 insert the word "five" in the blank space provided; Strike out entire Section 6; and that as amended, House Bill No. 132 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration House Bill No. 217, introduced by Knight: A Bill for an Act entitled: "An Act to create a State Bureau of Criminal Identification and Investigation and defining its powers and duties." Respectfully report as follows: That House Bill No. 217 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration House Bill No. 223, introduced by Fairgrieve: A Bill for an Act entitled: "An Act creating a labor lien for services of farmers, clerks, miners, workmen and providing that such lien shall attach to the products of such labor and for the foreclosure of such liens and providing for an attorney's fee on such foreclosure proceedings." Respectfully report as follows: That House Bill No. 223, do not pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration Senate Bill No. 17, introduced by Wheeler: A Bill for an Act entitled: "An Act permitting the destruction of satisfied Chattel Mortgages and Conditional Bills of Sale together with the satisfaction thereof five years after such satisfaction." Respectfully report that Senate Bill No. 17 be not concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

The Engrossing Committee reported as follows:

February 19, 1929.

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: 143-110-193-200-232.

GREEN, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Wilson, seconded and carried, that House Bill No. 304 be recalled from the Printing Committee and referred to Committee on Fairs and Expositions.

Flachsenhar made an explanation to cover his request for suspension of Section 3 of House Rule 35.

Moved by Flachsenhar, duly seconded, that Section 3 of Rule 35, of the House Rules be suspended this date. Referred to Committee on Rules, Joint Rules and Order of Business.

There being no objection, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from standing committee:

Mr. Speaker: We, your committee on Rules, Joint Rules and Order of Business, having had under consideration motion by Flachsenhar, that Section 3 of Rule 35, House Rules, relating to introduction of bills after the 40th day be suspended for the day, respectfully report as follows: That said motion be unanimously adopted.

MOSS, Chairman.

On motion of Moss report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, and referred to committees:

H. B. No. 315, by Nagle: A Bill for an Act entitled: "An Act amending Section 5909 of the Revised Codes of Montana 1921, relating to the filing of copies of Articles of Incorporation by corporations." Committee on Judiciary. (Introduced without previous notice by unanimous consent of House).

Sub. for House Bill No. 275, By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 464 of the Revised Codes of Montana, 1921, relating to official bonds of State Officers." Printing Committee.

THIRD READING OF HOUSE BILLS

H. B. No. 110, introduced by Goodwin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph,

Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Sample, Steeves. Total 2.

Absent and not voting: Angvick, Curran, Freed, Jameson, Johnson, Nicholson, Pauly, Doran.

H. B. No. 143, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Curran, Doran, English, Gordon, Johnson, Lillis, Manning, Moulton, Nicholson, Sample, Wickware, Willis.

H. B. No. 193, introduced by Johnson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Ballard, Barry, Cooney, Mason. Total 4.

Absent and not voting: Besancon, Chatham, Curran, Doran, English (Silver Bow), Freed, Johnson, Nicholson, Reed, Ross, Simpson. Total 11.

H. B. No. 200, introduced by Darlinton, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Cooney, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Arnold (Rosebud), Chatham, Clausen, Curran, Doran, Freed, Johnson, Miller (Lincoln), Moulton, Nicholson, Ross, Simpson, Waite, Willis. Total 14.

H. B. 232, introduced by Dougherty, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Freed, Fulsher, George, Goodwin, Gordon, Flachsenhar, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nestead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Wiuis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Arnold (Rosebud), Besancon, Chatham, Curran, Dellwo, Doran, Johnson, Leavitt, Nicholson, Reed, Ross, Ryder, Simpson, Waite. Total 14.

Flachsenhar requested the members of the Livestock and Public Ranges Committee excused for the balance of the afternoon to attend a meeting of the joint committee. There being no objections same were excused.

On request of Flachsenhar house reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 215 be recalled from the Engrossing Committee and placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar, seconded and carried, House resolved itself into Committee of the Whole for the Consideration of General Orders under the same rules as previous sitting.

Mr. Jameson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 215, H. B. No. 101, S. B. No. 12. Respectfully report as follows: Recommend H. B. No. 215 be passed temporarily.

H. B. No. 101, That consideration be passed for the day.

H. B. No. 215 be amended as follows: Amend the title by striking out in line 3 the words "and adding a new section." Amend section one by striking out in line 15 the word and figure "Section 2" Amend Section 2 by striking out in line one the word and figure "Section 2" and by renumbering the lines thereof. Amend Section 3 by striking out in line one the figure "3" and inserting in lieu thereof the figure "2". Amend Section 4 by striking out in line one the figure "4" and inserting in lieu thereof the figure "3". Recommend H. B. No. 215 do pass as amended. S. B. No. 12 be concurred in.

JAMESON, Chairman.

On motion of Jameson report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 12, introduced by Kemmis, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Hagestad, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 87.

Noes: Benjamin, Minette, Woodcock. Total 3.

Absent and not voting: Curran, Doran, Freed, Johnson, Leavens, Leavitt, Lucas, Nicholson, Reed, Ross, Simpson, Waite. Total 12.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning, Wednesday, February twentieth at 10:00 o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-FIFTH DAY

House of Representatives
Helena, Montana, February 20, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Curran, English of Deer Lodge, Thorburn, absent; Nicholson excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty fourth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received and read:

The family of Mr. and Mrs. A. Erb wish to express their deep appreciation of your kindness and sympathy in their recent sorrow.

The Printing Committee reported as follows:

Helena, Montana, February 19, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 192-197-283-73-219-265-173-304-64-235-277-236-238, Sub for 218.

GREEN, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 208: A Bill for an Act entitled: "An Act to provide for the appointment of a crime commission; defining its powers

and duties and making an appropriation therefor." Respectfully report as follows: That House Bill No. 208 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 240: A Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation to file its claim with the State Board of Examiners against the State of Montana for compensation and damages by reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshal torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company, without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow." Respectfully report as follows: That House Bill, No. 240 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 24: A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or pension and for an artificial limb and expenses incident to fitting artificial limb: due to injuries received while on duty in the services of the State of Montana as a private in the service company, 163rd Infantry, Montana National Guard. Respectfully report as follows: That House Bill No. 24 do not pass; and that Substitute House Bill No. 24: A Bill for an Act entitled: "An Act appropriating money for the payment of claims of Andy Briscoe as compensation or as a pension and for artificial limb and expenses incident to fitting artificial limb, due to injuries received while on duty in the service of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Public Safety having had under consideration House Bill No. 216 Introduced by Roll by request: "A Bill for an Act entitled: "An Act to establish under the supervision of the Industrial Accident Board of the State of Montana, a department to be known as the Electrical Department, prescribing the duties thereof and providing penalties for violation, and repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill, No. 216 do not pass.

MILLER of Fergus, Vice Chairman.

On motion of Miller report adopted.

CONSIDERATION OF MESSAGES FROM SENATE.

The following communications were received from the Senate:

Moved by Flachsenhar, seconded and carried, that the Senate communications be considered read at length and the Journal so show.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, passed, title and history agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 46, by Committee on Counties and Towns.

S. B. No. 26, by Porter.

S. B. No. 47, by Committee on Agriculture.

S. B. No. 22, by Ruffcorn, Johnson, Bergstrom and Higbie.

S. B. No. 32, by Shelver.

S. B. No. 50, by Committee on Irrigation and Water Rights.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 35 do not pass.

That S. B. No. 67 do not pass.

That S. B. No. 81 do pass.

That S. B. No. 84 do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

Substitute for H. B. 37 and 57—Committee on Roads and Highways.

House Bill No. 100—Committee on Judiciary.

House Bill No. 117—Committee on Labor and Capital.

House Bill No. 153—Committee on Judiciary.

House Bill No. 165—Committee on Public Morals.

House Bill No. 167—Committee on Judiciary.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. B. Nos. 28, 31 and 44 be passed for the day.

That S. B. No. 3 Do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 19, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows:

A majority of Committees on Counties and Towns: Sub. for H. B. 34, by Committee on Counties and Towns: Recommend same do pass.

Committee on Counties and Towns: S. B. No. 88, by Dowlin and Richardson: Recommend same do not pass.

Committee on Judiciary: H. B. No. 118, by Knight: Recommend same be concurred in.

Committee on Judiciary: S. B. No. 100, by Campbell of Missoula: Recommend same do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF SENATE BILLS AND SECOND READING OF SAME

The following Senate bills were introduced, read first and second times by title and referred to committees:

S. B. No. 22, By Ruffcorn, Johnson, Bergstrom and Higbie: A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of Montana of 1921 as the same is amended by Chapter 85 of the Session Laws of 1923 relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board." Committee on Banks and Banking.

S. B. No. 26, by Porter: A Bill for an Act entitled: "An Act designating the City of Fort Benton as a place for the erection of a memorial commemorating the exploration of the Lewis and Clark expedition, and providing for a Commission to select a site and a suitable memorial and supervise the erection of same." Committee on State Boards and Officers.

S. B. No. 32 by Shelver: "An Act to amend Section 5265 of the Revised Codes of Montana of 1921, as amended by Chapter 143 of the Session Laws of the Twentieth Legislative Assembly of 1927, relating to the creation and financing of Special Improvement Districts for lighting streets in cities and towns." Committee on Affairs of Cities.

S. B. No. 46, by Committee on Counties and Towns: A Bill for an Act entitled: "An Act to amend Section 4465 of the Revised Codes of Montana of 1921 as amended by Chapter 95 of the Laws of the 18th Legislative Assembly, and as amended by Chapter 54 of the 20th Legislative Assembly, relating to the general and permanent powers of the Board of County Commissioners, by adding to such powers the further power and authority to lease and demise county buildings, equipment, furniture and fixtures for hospital purposes and to appraise the rental value thereof." Committee on Townships and Counties.

S. B. No. 47, By Committee on Agriculture: A Bill for an Act entitled: "An Act providing for the storage of grain on farms, on or near railroad right-of-ways and other suitable places, making provision regulating said storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act, and repealing Chapter 59 of the Laws of 1923 of the State of Montana and all other Acts or parts of Acts in conflict with the provisions of this Act." Committee on Agriculture.

S. B. No. 50 by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 7149 of the Revised Codes of Montana, as amended by Section four of Chapter 125 of the Laws of the Nineteenth Legislative Assembly relating to the collection of fees, expenses and compensation of water Commissioners and the payment of liens therefor and providing for withholding the admeasurement and distribution of water until the payment thereof." Committee on Irrigation and Water Rights.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length and referred to committees:

H. B. No. 316, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the boards, Commissioners and departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. 317, By Appropriations Committee: "A supplementary appropriation bill appropriating money for the State Board of Hail Insurance, the administration of the motor vehicle license and registration laws, the Fish and Game Commission and Fire Marshal." Committee on Appropriations.

H. B. No. 318, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the Agricultural Experiment Station and the Sub-stations and for Farmers' Extension Work for the period beginning July 1, 1929 and ending June 30, 1931." Committee on Appropriations.

H. B. No. 319, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. No. 320, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

Sub. for House Bill No. 24, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compensation or as a pension and for an artificial limb and expenses incident to fitting artificial limb, due to injuries received while on duty in the services of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guards." Printing Committee.

Sub. for House Bill No. 281, By Committee on Mines and Mining: A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana, 1921, relating to the establishment of the Montana State Bureau of Mines and Geology, fixing its location and changing the name thereof." Printing Committee.

The Speaker gave notice he was about to sign Senate Bill No. 42, and thereupon signed same.

Flachsenhar announced that this afternoon the House Members—attaches would have their photo taken in front of Capital.

MOTIONS AND RESOLUTIONS

Benjamin requested that H. B. No. 135 be reconsidered. Moved by Besancon, seconded and carried, that H. B. No. 135 be reconsidered and referred to the Committee on Labor.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, the House resolve itself into a Committee of the Whole for Consideration of General Orders, under the rule as follows: Proponents and opponents of bills to be given ten minutes and others five minutes: for discussion of amendments proponents and opponents five minutes and others three minutes; no trading of time and all bills to be read by history, title and section numbers only, except appropriation bills which will be read at length.

Mr. Reed in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration H. B. Nos. 94-149-150, Sub. H. B. No. 164; H. B. No. 101; Sub H. B. 52-56; H. B. Nos. 102-128-145-155-175-195-202-213-226-230, H. J. R. 3-4; H. J. M. 5, respectfully report as follows: Recommend that consideration of H. B. 94, 149, and 150 be passed for the day.

Sub. H. B. No. 164, be amended as follows: Amend Section 3 by adding after the words "72 hours" in line 7, page 2, sub-division (a) the words "provided" in case said period is from 72 hours to 106 hours the entire charge shall be two and one half cents per bushel and from 106 to 130 hours the charge shall be three cents per bushel." Amend Section 5 by adding after the word "grade" in line 8 of page 3, sub-division (b) the words "kind and quality." Amend Section 5 by striking out after the words "agreed upon" in line 10 of page 3, sub-division (b) the word "as" and before the words "of equal quality" in line 11 of page 3, sub-division (b) the words "nearly as possible." Amend Section 3 by striking out in line 8 the word "delivery" and inserting in lieu thereof the word "delivered." That Sub. H. B. No. 164 do pass as amended.

That H. B. No. 101, do pass.

That consideration of Sub. 52-56 be passed for the day.

H. B. No. 102, passed temporarily.

H. B. No. 128, do pass.

H. B. No. 145, do pass.

H. B. No. 155, do pass.

H. B. No. 175, be amended as follows: Amend Section 2 by striking out in line one the word "therefore" and inserting in lieu thereof the word "heretofore." H. B. No. 175, do pass as amended.

H. B. No. 195, do pass.

H. B. No. 202, do pass.

H. B. No. 213, do pass.

H. B. No. 226, do pass.

H. B. No. 230, do pass.

H. J. R. No. 3, do pass.

H. J. R. No. 4, do pass.

H. J. R. No. 5, do pass.

H. B. No. 102, be amended as follows, Amend Section one by adding at the end thereof the following: "No conviction in another state shall be deemed a conviction of a felony within the meaning of this Act unless the Act or Acts upon which such conviction was predicated would at the time of their commission have been crimes amounting to a felony under the laws of the State of Montana."

H. B. No. 102, do pass as amended.

REED, Chairman.

On motion of Reed report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 20, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 238, Sub. for 218 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Railroads and Transportation having had under consideration House Bill No. 298: A Bill for an Act entitled: "An Act to amend Section 6573 of the Revised Codes of Montana of 1921, relating to persons to whom free transportation may be issued. Respectfully report as follows: That House Bill No. 298 do pass.

GREEN, Chairman.

On motion of Green report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas having had under consideration, House Bill No. 266 introduced by the Committee on Petroleum Oil and Gas: A Bill for an Act entitled: "An Act for the conservation and protection of the supply of natural gas in the State of Montana, prohibiting waste and wasteful use of natural gas through the burning or consumption thereof for the manufacturing or producing of carbon or other resultant products therefrom, prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes within certain prescribed areas and providing penalties for the violation of such act." Respectfully report as follows: That House Bill No. 226 do not pass.

MOULTON, Chairman.

On motion of Moulton report adopted.

Mr. Speaker: We, your committee on Petroleum, Oil and Gas, having had under consideration, House Bill No. 183, introduced by the Petroleum, Oil and Gas Committee: A Bill for an Act entitled: "An Act to amend Section one of Chapter fifty six, laws of the Nineteenth Legislative Assembly, State of Montana, 1925, relating to the conservation of oil and natural gas, and providing for the administration of the Act by the Board of Railroad Commissioners of the State of Montana; defining 'waste' and providing for the enforcement of the Act and all rules and regulations of said Board prescribed pursuant to said Act and all lawful orders of said Board." Respectfully report as follows: That House Bill No. 183 be amended as follows:

Amend Sub-section 8 of Section 1 by inserting after the word "Act" in line 10 "shall not apply to the burning or utilization of gas for the purpose of producing carbon or other resultant products."

Amend Section 1 by adding a paragraph to read as follows: "no person, firm, corporation, company or association shall commence the drilling of any oil or gas well within this State without first having filed with the said Board of Railroad Commissioners a good and sufficient bond in such amount, not to exceed two thousand (\$2,000.00) Dollars, as the said Board may deem necessary to adequately protect the interests of the public and adjoining property owners and conditioned to insure a faithful compliance with the provisions of this Act, all lawful rules and regulations promulgated hereunder and all lawful orders of the said Board. All costs and expenses incurred by said board in securing or compelling a compliance with any provisions of this Act or any lawful order of the said Board shall be and constitute a charge against said bond recoverable in a civil action in any court or competent jurisdiction in the name of the State of Montana. Provided, further, that any person, firm, corporation, company or association suffering any injury or damage by reason of a violation of any provision of this Act, or of any lawful rule or regulation promulgated hereunder or of any lawful order of the Board shall have a civil right of action upon said bond in any court of competent jurisdiction in his, their or its own name for a recovery of said damage."

And as amended, we recommend that House Bill No. 183 Do Pass, and referred to General Orders without being reprinted.

MOULTON, Chairman.

On motion of Moulton report adopted.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration House Bill No. 281: A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana of 1921, relating to the establishment of the Montana State Bureau of Mines and Metallurgy and changing the name thereof." Respectfully report as follows: That House Bill No. 281 do not pass. But that Substitute for House Bill No. 281: A Bill for an Act entitled: "An Act to amend Section 882 of the Revised Codes of Montana, 1921, relating to the establishment of the Montana State Bureau of Mines and Geology, fixing its location and changing the name thereof." do pass.

JERGENSEN, Chairman.

On motion of Jergensen report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 316: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the boards, commissioners and departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 316 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 317: A supplementary appropriation Bill appropriating money for the State Board of Hail Insurance, the administration of the motor vehicle license and registration laws, the fish and game commission, and Fire Marshall. Respectfully report as follows: That House Bill, No. 317 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 318: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the agricultural experiment station and the sub-stations and for farmers' extension work for the period beginning July 1, 1929 and ending June 30, 1931." Respectfully report as follows: That House Bill, No. 318, do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 319: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 319 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 320: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929 and ending June 30, 1931." Respectfully report as follows: That House Bill No. 320 do pass.

REED, Chairman.

On motion of Reed report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

The Committee on Engrossing reported as follows:

Mr. Speaker: We, your committee on Engrossing beg leave to report the following bills correctly engrossed: 17-174-215.

GREEN, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 20, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 280, H. R. 6, 261-313-311-178-288-310 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Development and Publicity having had under consideration, H. B. No. 211: A Bill for an Act entitled: "An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor unions, foundation, federation or any other society, organization or association, degree branch, subordinate lodge or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of same, by any person not entitled to wear, exhibit, display or use the same; declaring the violation of the Act to be a misdemeanor and repealing Section 1410 of the Revised Codes of Montana of 1921. Respectfully report as follows: That H. B. No. 211 do not pass.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration House Bill No. 271: A Bill for an Act entitled: "An Act relating to the noxious weeds, providing methods for the extermination thereof, and repealing Sections 4506, 4507 Revised Codes of Montana of 1921 and Sections 4508 to 4512 inclusive Revised Codes of Montana of 1921 as amended by Chapter 60 of the Laws of 1923." Respectfully report as follows: That House Bill No. 271 do not pass.

BUDAS, Chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Public Utilities and State Commissions having had under consideration House Bill No. 125, introduced by Wickware: A Bill for an Act entitled: "An Act to regulate the principles which shall control in the fixing of joint rates on two or more lines of railway in the State of Montana and its branch lines." Respectfully report as follows: That House Bill No. 125 do pass.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 302, introduced by Leavitt by request: A Bill for an Act entitled: "An Act to amend Section 10213 of the Revised Codes of Montana, 1921, as amended by Section 2 of Chapter 67 of the Laws of the Twentieth Legislative Assembly relating to the manner of service of the order to show cause upon a petition for an order to sell real estate in probate proceedings." Respectfully report as follows: That House Bill No. 302 be amended as follows: Amend Line 14, of the original bill by striking

out the words "provided they are residents of the county" and that as amended, House Bill No. 302 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 306, introduced by Goodwin: A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes." Respectfully report as follows: That House Bill No. 306 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 187, introduced by Affairs of Cities, Logan, Chairman: A Bill for an Act entitled: "An Act abolishing liability of cities and towns on account of accumulation of snow or ice on streets and public ways." Respectfully report as follows: That House Bill No. 187 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 315, introduced by Nagle: A Bill for an Act entitled: "An Act amending Section 5909 of the Revised Codes of Montana, 1921, relating to the filing of copies of articles of incorporation by corporations." Respectfully report as follows: That House Bill No. 315 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

MOTIONS AND RESOLUTIONS

Flachsenhar moved that H. B. No. 164 be recalled from the Engrossing Committee and placed upon General Orders for further amendments. Seconded and carried.

THIRD READING OF HOUSE BILLS

H. B. No. 17, introduced by Leavitt, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jensen, Johnson, Kinville, Knight, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Anderson, Bonine, Chapman, Chatham. Clausen, Cooney, Curran, Ekegren, Erickson, Fairgrieve, George, Henderson, Jameson, Jergensen, Jones, Kruse, Lillis, Nelson, Renwick, Thorburn, Willard. Total 21.

H. B. No. 174, introduced by Merritt, having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow),

Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelstead, Nicholson, Parker, Pauly, Purnell, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: Jensen, O'Day, Ryder, Willis. Total 4.

Absent and not voting: Anderson, Angvick, Besancon, Bonine, Bretzke, Brown (Cascade), Chapman, Chatham, Clausen, Curran, Dunn, Ekegren, George, Jameson, Jergensen, Johnson, Jones, Kruse, Moss, Nelson, Reed, Renwick, Roll, Thorburn. Total 24.

H. B. No. 215, introduced by Roll, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Darlinton, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), Cooney, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Angvick, Bonine, Buck, Curran, Dunn, Jameson, Jergensen, Johnson, Lillis, Lucas, Moulton, Rolph, Thorburn. Total 13.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Helena, Montana, February 20, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 35-182-204, 148-209-241-272-267-314-244-163, Sub. for H. B. Nos. 251, 252, 253, 254.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration House Bill No. 221, introduced by Buck and Brown—Gallatin: A Bill for an Act entitled: "An Act to amend Section 5232 of the Revised Codes of Montana of 1921, providing for bids for work and award contract in relation to special improvement districts in cities and towns, by allowing the city or town to itself do the work in certain instances." Respectfully report as follows: That House Bill No. 221 do not pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities, having had under consideration House Bill No. 239, introduced by Chatham, by request: A Bill for an Act entitled: "An Act to amend Section 5113 of the Revised Codes of Montana, 1921, relating to the qualifications of members of

municipal fire departments." Respectfully report as follows: That House Bill No. 239 do pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on Affairs of Cities, having had under consideration, House Bill No. 247 introduced by Chatham: A Bill for an Act entitled: "An Act to amend Section 5130 of the Revised Codes of Montana of 1921, as amended by Chapter 58 of the Laws of the Twentieth Legislative Assembly relating to the duties of the Secretary and Treasurer of the Fire Department Relief Associations, the official bond of such Treasurer and the duties of the State Examiner with reference to the examination of the books and accounts of such associations." Respectfully report as follows: That House Bill No. 247 do pass.

LOGAN, Chairman.

On motion of Logan report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration H. B. No. 308 introduced by Goodwin: A Bill for an Act entitled: "An Act creating a public utilities commission of the State of Montana: providing an ex-officio Board of Public Utilities Commissioners composed of the Governor, State Auditor and the member of the Board of Equalization of opposite political faith of the Governor to act without additional compensation; transferring to the Public Utilities Commission all the duties, functions and powers now imposed upon the Board of Railroad Commissioners of Montana and the Public Service Commission of Montana; abolishing the officers of the Railroad Commission and the Board of Railroad Commissioners of the State of Montana; providing regulations and duties of the Public Utilities Commission of Montana and repealing Sections 3779 of the Revised Codes of Montana of 1921 and amending Sections 3784 and 3785 of the Revised Codes of Montana of 1921." Respectfully reports as follows: That H. B. No. 308 do not pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, House Bill No. 264 introduced by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act requiring fire insurance companies to give information relative to fire losses to the State Fire Marshal and providing a penalty." Respectfully report as follows: That House Bill, No. 264 do not pass.

JONES, Chairman.

On motion of Jones report adopted.

There being no objections House reverted to order of Business No. 6.

MOTIONS AND RESOLUTIONS

On motion by Jergensen to have H. B. No. 293 reconsidered, motion was lost.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first time by title and second time at length, and referred to committees:

H. B. No. 321, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. No. 322, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the State institutions for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. No. 323, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of certain of the State Officers of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Ways and Means having had under consideration House Bill No. 243: A Bill for an Act entitled: "An Act to amend Section 1617 of the Revised Codes of Montana of 1921 relating to the General Road Tax Levy, and providing for the increasing the maximum amount that may be levied by Boards of County Commissioners from five mills on the dollar to seven mills on the dollar, and providing for the levy of same." Respectfully report as follows: That House Bill, No. 243 do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 117: A Bill for an Act entitled: "An Act to amend Chapter 100 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, defining the qualifications of police officers in cities and towns in the State of Montana, providing for the creation of police reserves, specifying salary limitations thereon, and specifying the limitations of tax levies therefor, and providing for the investment funds." Respectfully report as follows: That House Bill No. 177 do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your majority committee on Public Morals, Charities and Reforms, having had under consideration House Memorial No. 1 introduced by Chatham by request: "House Memorial petitioning Congress to propose to the Legislators of the Several States of the Union an Amendment to the Constitution of the United States Amending, Abrogating or Modifying the Eighteenth Amendment thereof in such manner as shall enable Congress to provide for and control the manufacture of all Distilled Alcoholic and All Malted Alcoholic Liquors Manufactured in or imported into the United States and the Sale and Disposition thereof. Respectfully report as follows: That House Memorial No. 1 do not pass.

WILLARD, Chairman.

CURRAN,
HAGESTAD,
ANDERSON,
EKEGREN,
ANGVICK,
WICKWARE,
FREED.

Mr. Speaker: We, your minority of the committee on Public Morals, Charities and Reforms having had under consideration, House Memorial No. 1 introduced by Chatham by request, relating to the 18th amendment, "petitioning Congress to propose to the Legislatures of the several states of the Union an amendment to the Constitution of the United States amending, abrogating or modifying the Eighteenth Amendment thereof in such manner as shall enable Congress to provide for and control the manufacture of all distilled alcoholic and all malted alcoholic liquors manufactured

in or imported into the United States, and the sale and disposition thereof." Respectfully report as follows: That House Memorial No. 1 recommend that the same be re-referred to Committee on Public Morals, Charities and Reforms for the purpose of Amendment so that the principles involved therein may be voted upon without the necessity of endorsing the particular language of the Memorial.

CHATHAM,
JENSEN,
BALLARD,
BARRY,
NAGLE,
ROLL.

No substitute motion having been made to adopt the minority report a motion for adoption of the majority report by Willard was carried.

Moved by Flachsenhar, seconded and carried, that the House adjourn until tomorrow morning, Thursday, February twenty-first at ten o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-SIXTH DAY

House of Representatives

Helena, Montana, February 21, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the Chair.

Invocation by the Chaplain.

On roll call all members present except: Curran and Shepard, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-fifth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The printing committee reported as follows:

Helena, Montana, February 21, 1929.

Mr. Speaker: We your committee on Printing, to whom was referred House Bills Nos. 312-162-167-249-289-282-194-287, Sub. 86-268, Sub. 275, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: 102-113-128-155-195-202-226-230, H. J. R. 3, H. J. R. 4, H. J. M. 5.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 321: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929 and ending June 30, 1931." Respectfully report as follows: That House Bills No. 321 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 322: A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the State's institutions for the period beginning July 1, 1929, and ending June 31, 1931." Respectfully report as follows: That House Bill No. 322 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 323: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of certain of the State Officers of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 323 do pass.

REED, Chairman.

Mr. Speaker: We, your committee on Aviation having had under consideration, House Bill No. 196: A Bill for an Act entitled: "An Act to authorize and empower counties, cities and towns to acquire, establish, improve, equip, maintain and operate airports or landing fields, and validate action heretofore taken by counties, Cities and Towns in this State for such purposes." Respectfully report as follows: That House Bill No. 196 be amended as follows: By striking out the word "changes" in the second line of Page 2, and inserting the word "charges." By adding the letter "s" after the word "airport" and also after the word "field" in the second line of Section 4. By striking out the word "three" at the end of the 5th line, Section 4, and inserting the word "one." By striking out the word "of" the first time it appears in the 6th line of such Section and inserting the word "on". By adding the letter "s" after the word "airport" and after the word "field" in the 9th line of Section 4, and as so amended it do pass.

FLACHSENHAR, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 184, introduced by Wickware: A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, relating to taxes on personal property, as amended by Chapter 18, Acts of the 19th Legislative Assembly of the State of Montana and as amended by Chapter 113, Acts of the 20th Legislative Assembly of the State of Montana." Respectfully report as follows: That House Bill No. 184 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Labor having had under consideration House Bill No. 224: A Bill for an Act entitled: "An Act to amend Section 310 of the Revised Codes of Montana, 1921, providing for custodian of State Capitol and fixing salary of same." Respectfully report as follows: That House Bill No. 224 do pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on Labor having had under consideration, House Bill No. 135: A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana, 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts." Respectfully report as follows: That House Bill, No. 235 do not pass but that Substitute for House Bill No. 135, by the Committee on Labor: A Bill for an Act entitled: "An Act to amend Sections 3067 and 3078 of the Revised Codes of Montana,

1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said acts." Do pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on State Lands having had under consideration, House Bill No. 242 being: A Bill for an Act entitled: "An Act relating to the taxation of lands acquired by the State under mortgage foreclosure proceedings or by way of deed when sold by the State under contract; providing for the sale of the interest of the purchaser for delinquent taxes and for filing the certificate of sale with the Commissioner of State Lands." Respectfully report as follows: That House Bill No. 242 be amended to read as follows:

By inserting in line 19, after the word "holder," the following: "That this Act shall not effect contracts heretofore made." And as so amended do pass.

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

CONSIDERATION OF MESSAGES FROM SENATE

The following messages were received from the Senate. On motion of Flachsenhar, seconded and carried, communications from Senate considered read at length and Journal so show.

Helena, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, passed, title and history agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 65, by Plank.

S. B. No. 64, by Duncan.

S. B. No. 63, by Eaton.

S. B. No. 55, by Donovan and Cowan.

S. B. No. 53, by Porter.

S. B. No. 52, by Porter.

S. B. No. 39, by McCormick.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second times, and referred to Committees:

H. B. 179—Committee on Taxation.

H. B. 180—Committee on Taxation.

H. B. 181—Committee on Banks and Banking.

H. B. 186—Committee on Taxation.

H. B. 188—Committee on Stockgrowing and Grazing.

H. B. 110—Committee on Counties and Towns.

H. B. 143—Committee on Finance and Claims.

H. B. 193—Committee on Judiciary.

H. B. 200—Committee on Corporations other than Municipal.

H. B. 232—Committee on Dairies and Dairying.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: Report adopted.

That S. B. No. 73 do pass.

That Substitute for S. B. No. 60 do pass.

That S. B. No. 90 do pass.

That S. B. No. 102 do pass.

That S. J. M. No. 8 do pass.

That H. B. No. 16 be concurred in.

That H. B. No. 76 be amended in Section 1 by inserting after the word "in" on Line 9 the words "one issue of" and as so amended, recommend same be concurred in.

That consideration of H. B. No. 45 be passed for the day.

That H. B. No. 5 be concurred in.

That H. B. No. 115 be concurred in.

That H. B. No. 127 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that standing Committees this day reported as follows:

Committee on Finance and Claims: S. J. R. No. 3, by Cowan, Survant, Kennedy, Dowlin, Eaton, Plank, and Johnson: Recommend same be amended in Section 4 by adding after the word "reports" a comma instead of a period, and the words "and in case of death or resignation of any member of the committee the said committee shall have the right to fill the vacancy existing therein." Also recommend same be amended in Section 6 by inserting after the word "fare" the words "but in no case shall the total expenditures of the committee exceed the sum of Five Thousand (\$5,000.00) Dollars for the biennium." And as so amended recommend the bill do pass.

Committee on Labor and Capital: S. B. No. 24: Recommend same do not pass.

Committee on Fish and Game: H. B. No. 151, by Miller of Fergus, Hanley, Salyerds and Moulton: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 96, by Appropriations Committee: Recommend same be concurred in.

Committee on Fish and Game: S. B. No. 107, by Keeley: Recommend same do pass.

Committee on Fish and Game: S. B. No. 92, by Committee on Fish and Game: Recommend same do pass.

Committee on Fish and Game: S. B. No. 75, by Goodman: Recommend same do not pass.

Committee on Fish and Game: S. B. No. 122, by Committee on Fish and Game: Recommend same do pass.

Committee on Taxation: S. B. No. 143, by Easton (by request): Recommend same be referred to the Senate Judiciary Committee.

Committee on Finance and Claims: S. B. No. 27, by Goodman (by request): Recommend same do not pass.

Committee on Banks and Banking: S. B. No. 106, by Schnitzler and Wuerthner: Recommend same do pass.

Committee on Banks and Banking: H. B. No. 111, by Leavens: Recommend same be concurred in.

Committee on Fish and Game: S. B. No. 103, by Kane: Recommend same do not pass.

Committee on Insurance: S. B. No. 54 by Gustafson: Recommend same do not pass.

Committee on Insurance: S. B. No. 120, by Staggs, Dowlin and Mears: Recommend same do not pass.

Committee on Insurance: H. B. No. 169, by Nelson: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 138, by Appropriations Committee: Recommend same be concurred in.

Committee on Judiciary: S. B. No. 136, by Higbie, (by request): Recommend same do not pass.

Committee on Judiciary: S. B. No. 109, by Dowlin and Gustafson: Recommend same do not pass.

Committee on Judiciary: S. B. No. 149, by Gustafson: Recommend same do not pass.

Committee on Judiciary: S. B. No. 71, by Walker, John L, Campbell, McQuitty, Cowan and Staggs: Recommend same do pass.

Committee on Labor and Capital: S. B. No. 121, by Taylor: Recommend same be amended as follows: Strike out in Line 2, Section 1 of the original bill the words "five hundred or more," and also strike out in Line 25 after the word "be" the following words: "open to public," and insert in lieu thereof the following words: "accessible to employ for his." Strike out all of Section 2 and insert in lieu thereof "any persons violating the terms of this Act shall be guilty of misdemeanor and upon conviction thereof shall be punishable by fine of not to exceed \$100.00 or imprisonment in the county jail for a term of not more than sixty days or by both such fine and imprisonment for each violation thereof." And as so amended, recommend same do pass.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. B. No. 44 be passed for the day.

That S. B. No. 8 be amended in the title by striking out the following in Line 8 after the word "exists": (and providing that the Sheriffs of the several Counties shall mail papers and processes to such special deputies for service.) Also amend by striking out the word, "incorporated" at the end of Line 5 of the title and the word "or" at the end of Line 6. Also amend by striking out Lines 17 to 26 inclusive and inserting in lieu thereof the following: "The Boards of County Commissioners in the several counties in the state shall upon written application of five or more taxpayers, showing that a state of lawlessness exists in any unincorporated town or village, or on the highways adjacent thereto require the Sheriff of the county to employ such additional deputy sheriff, or deputy sheriffs, to act as police officers as may be necessary to preserve order or suppress crime, and the County Commissioners are hereby authorized to accept donations from the citizens of said town or villages to help defray the salaries of the said special deputies." Also amend in the title by striking out in Line 5 the word "appoint" and inserting in lieu thereof the words "authorize the appointment of." And, as so amended, recommend same do pass.

That S. B. No. 31 be amended in Section 1 by striking out in Line 9 all words from and after the word "examination" and striking out all of Line 10 and all words in Line 11 to and including the word "other," and as so amended, recommend same do pass.

That consideration of Substitute S. B. No. 15 be passed for the day.

That S. B. No. 34 do pass.

That consideration of S. B. No. 51 be passed for the day.

That S. B. No. 43 do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 20, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows; reports adopted.

Committee on Corporations other than Municipal: S. B. No. 87 Recommend same be amended by adding at the end of Section 1, the following:

"And it shall be unlawful for any person, who for nonpayment of dues, tolls, or other good and sufficient reasons, has been disconnected from service with any telephone, telegraph or electric light or power system in this state to connect or allow himself to be connected with any such company lines without direct and express permission from such official authorized to permit such reconnection. Any person or persons who shall violate or cause to be violated this provision shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than \$50.00 nor more than \$100.00 or imprisonment in the county jail for ten days, or both, in the discretion of the court." And as so amended, recommend the bill do pass.

Committee on Judiciary: S. B. No. 126, by Survant: Recommend same do not pass.

Committee on Judiciary: S. B. No. 133, By Kemmis: Recommend same do pass.

Committee on Judiciary: Senate Bill No. 118, by Goodman: Recommend same do pass.

Committee on Judiciary: S. B. No. 114, by Porter: Recommend same do pass.

Committee on Judiciary: S. B. No. 110, by Hagerty and Larson: Recommend same do pass.

Committee on Sanitary Affairs: H. B. No. 107, by Marshall: Recommend same be concurred in.

Committee on Roads and Highways: S. B. No. 91, by Joffray: Recommend same do not pass.

Committee on Counties and Towns: S. B. No. 135, by Porter: Recommend same do not pass.

Committee on Counties and Towns: S. B. No. 134, by J. L. Campbell and Wuerthner: Recommend same do pass.

Committee on Counties and Towns: S. B. No. 140, by Baker: Recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 149 be placed ahead of 94 on General Orders.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bills were this day introduced, read first and second time by title, and referred to committees:

S. B. No. 39 by McCormick: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 113 of the Laws of 1925, defining certain words and phrases." Committee on Highways.

S. B. No. 52, by Porter: A Bill for an Act entitled: "An Act to amend Section 1213 of the Revised Codes of Montana of 1921 relating to the duties of County Treasurers with respect to school district funds." Committee on Townships and Counties.

S. B. No. 53, by Porter: A Bill for an Act entitled: "An Act to amend Section 1203 of the Revised Codes of Montana of 1921, relating to special school tax." Committee on Revenue and Taxation.

S. B. No. 55, by Donovan and Cowan: A Bill for an Act entitled: "An Act to prescribe the salary of the assistant in the law library. Committee on Judiciary.

S. B. No. 63, by Eaton: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, and to authorize the State Board of Education to hold meetings of the Board at places other than the State Capitol." Committee on Education.

S. B. No. 64, by Duncan: A Bill for an Act entitled: "An Act to authorize and empower the State Board of Examiners of the State of Montana to sell and convey 4.50 acres of land, more or less, owned by the State and forming a part of the lands at the State Orphans' Home at Twin Bridges, Montana." Committee on Judiciary.

S. B. No. 65, by Plank: A Bill for an Act entitled: "An Act to amend Section 65 of Chapter 60 of the Session Laws of 1927, relating to mineral reservation in State Lands." Committee on Mines and Mining.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Public Morals, Charities and Reforms having had under consideration, House Bill No. 206 introduced by Marshall and Dougherty: A Bill for an Act entitled: "An Act providing for the regulation and licensing of public dances and dance-halls without the limits of incorporated cities and towns, and providing penalties for the violation thereof." Respectfully report as follows: That House Bill, No. 206 be amended by inserting in line 4 after the period following the word "do," "temporary license of a period not exceeding 30 days may be issued by the Clerk and Recorder of the County in which such dance is to be held," and further that Section 3 be amended by adding in line 6 after the word "dance" in the printed bill the following: "Single dances held by grange, patriotic, fraternal organizations or strictly community dances may be held without a permit." And as amended, we recommend that House Bill No. 206, do pass, and be placed on General Orders without reprinting.

WILLARD, Chairman.

On motion of Willard report adopted.

Mr. Speaker: We, your committee on Public Morals, Charities and Reforms having had under consideration, House Bill No. 85 introduced by Johnson: A Bill for an Act entitled: "An Act relating to marriage; providing for the issuance, return and record of marriage licenses, providing the manner in which marriages may be contracted; providing who may contract a legal marriage; providing for filing objections by any person to a marriage; making false statements for the issuance of a marriage license, or objections thereto, A misdemeanor and providing penalty therefor; making the issuance of a license in violation of the provisions of this Act a misde-

meanor and providing a penalty therefor; prescribing forms for marriage license and certificate and prescribing what shall be contained therein; making the solemnizing of a marriage in violation of the provisions of this Act a misdemeanor and providing penalty therefor; providing what marriages shall be null and void; making the record of the marriage license prima facie evidence of such marriage in all Courts of this State; providing for the validating of void marriages contracted through mistake of fact; providing for the annual report of marriages by the Clerk of the District Court to the State Board of Health; and repealing Sections 5695, 5696, 5707, 5709, 5711, 5712, 5713, 5714, 5715, 5716, 5717, 5718, 5719, 5720, 5721, 5724, 11212 and 11213 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 85 do not pass, but that Substitute for House Bill No. 85 by the Committee on Public Morals, Charities and Reforms: A Bill for an Act entitled: "An Act relating to giving notice of intention to marry and requiring notice of application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued." Do Pass.

WILLARD, Chairman.

On motion of Willard report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 102, introduced by Curran, Wickware and Hodgskiss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Burk, Budas, Burrell, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Fulsher. Total 1.

Absent and not voting: Anderson, Angvick, Brown (Cascade), Chapman, Curran, Freed, Johnson, Marshall, Shepard. Total 9.

H. B. No. 113, introduced by Fulsher, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Burk, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock. Mr. Speaker. Total 97.

Noes: None.

Absent and not voting: Curran, Johnson, Minette, Shepard, Willis. Total 5.

H. B. No. 128, introduced by Nagle, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Buck, Curran, English (Silver Bow), Logan, Minette, Moss, Shepard. Total 7.

H. B. No. 155, introduced by Jameson, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Brown (Cascade), Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Buck, Chatham, Curran, Ekegren, Goodwin, Logan, Metlen, Minette, Moss, O'Day, Shepard, Willis. Total 12.

H. B. No. 195, introduced by Jameson, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Goodwin, Gordon, Green, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Lincoln), Moulton, Murphy, Nagle, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Angvick, Bonine, Brown (Cascade), Chatham, Curran, Ekegren, Fairgrieve, Fulsher, George, Hagestad, Leavens, Logan, Minette, Miller (Fergus), Moss, Nelson, O'Day, Ryder, Shepard, Simpson. Total 20.

H. B. No. 202, introduced by Committee on Highways, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Burrell, Chatham, Clausen, Cooney, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Cascade), Budas, Chapman, Curran, Dellwo, Doran, Kinville, Leavens, Moulton, Purnell, Renwick, Ryder, Shepard. Total 13.

H. B. No. 226, introduced by Renwick, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 89.

Noes: Dean, Sample. Total 2.

Absent and not voting: Curran, Fairgrieve, Freed, Jameson, Kruse, Roll, Leavens, Ryder, Johnson, Shepard, Woodcock. Total 10.

H. B. No. 230, introduced by Salyerds, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 97.

Noes: None.

Absent and not voting: Curran, Jameson, Johnson, Ryder, Shepard. Total 5.

H. J. R. No. 3, introduced by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Dar-

linton, Dean, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Bretzke, Budas, Curran, Dellwo, Dunn, Erickson, Fairgrieve, Jameson, Jensen, Johnson, Miller (Fergus), Moss, Nagle, Nelson, Ryder, Shepard, Sullivan. Total 17.

H. J. R. No. 4, introduced by Salyerds, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Dougherty. Total 1.

Absent and not voting: Angvick, Besancon, Bretzke, Curran, Dunn, Fairgrieve, Freed, Jameson, Jergensen, Johnson, Lucas, Minette, Moss, Murphy, Nagle, Nelson, Ryder, Shepard. Total 18.

H. J. M. No. 5, introduced by Ekegren, Budas, Anderson, Dellwo, Wickware, Miller and Angvick, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Benjamin, Bretzke, Curran, Darlington, Dunn, Fairgrieve, Jameson, Johnson, Lillis, Lucas, Minette, Moss, Nagle, Nelson, O'Day, Reed, Ryder, Shepard. Total 18.

Budas requested House revert to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Budas, seconded and carried that H. B. No. 307 be recalled from the Printing Committee and referred to the Committee on Agriculture.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for consideration of General Orders, under the

following rules: Proponents and opponents of bills to be given ten minutes and others five minutes; for discussion of amendments proponents and opponents five minutes and others three minutes; no trading of time and all bills to be read by history, title and Section number only, except appropriation bills which will be read at length.

Mr. Green in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration House Bills Nos. 149-94-150; Sub. H. B. 164, respectfully report as follows: Recommend that H. B. No. 149 be amended as follows: Amend Section 1 by inserting in line 13 of the printed bill after the word "forth" the following: "that the tax has been paid." H. B. No. 149 do pass as amended.

H. B. No. 94, amended as follows: Amend Section 4 by striking in lines 7-9-10 the words "State Board of Equalization" and inserting in lieu thereof the words "State Board of Railway Commissioners." That H. B. No. 94 do pass as amended.

H. B. No. 150 do pass.

There being no objections Committee reverted to H. B. No. 94.

Recommend that H. B. 94 be amended as follows: Amend Section 3 by striking out in line 4 of the printed bill the figures 2396.2 and inserting in lieu the word and figure "Section 2." Amend Section 4 of H. B. No. 94, by striking out in line 4 of the printed bill the figures 2396.2 and inserting in lieu thereof the word and figure "Section 3." That H. B. No. 94 do pass as amended.

Sub. 52-66 be amended as follows: Amend Section 1 by striking out in line 30 the figures \$200.00 and inserting in lieu thereof the figures \$300.00. Amend Section 1 by striking out in line 33 the word and figures "Dollars (\$250.00)" and inserting in lieu thereof the word "employees". Amend Section 7 of Sub. H. B. 52-66 by striking out in line five the word "seven" and inserting in lieu thereof the word "Thirty." Recommend Sub. H. B. No. 52-66 do pass as amended.

Sub. H. B. No. 164, be amended as follows: Amend the title of Sub. for H. B. No. 164 by amending it to read as follows: A Bill for an Act entitled: "An Act to amend Section 3574 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 41, of the Laws of the Eighteenth Legislative Assembly, Sections 3576, 3579, 3581 of the Revised Codes of Montana, 1921, and Section 3588 of the Revised Codes of Montana, 1921, as amended by Section 3, Chapter 41 of the Laws of the Eighteenth Legislative Assembly and as further amended by Section 1 of Chapter 174 of the Laws of the Nineteenth Legislative Assembly, relating to direct purchases of grain and the delivery of grain by public warehousemen on storage certificates.

Amend Section 1 of Sub. H. B. No. 164, by striking out all of lines 1, 2 and 3 of the printed bill after the word and figure "Section 1" and inserting in lieu thereof the following: "That Section 3574 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 41, of the Laws of the Eighteenth Legislative Assembly, be and the same is hereby amended to read as follows: "Amend Section 2 of Sub. H. B. No. 164, by inserting in line 1 of the printed bill after the word and figure "Section 2" the following: "That Section 3576 of the Revised Codes of Montana, 1921, be and the same is hereby amended to read as follows: "Amend Section 3 of Sub. H. B. No. 164 by inserting in line 1 of the printed bill after the word and figure "Section 3" the following: "That Section 3579 of the Revised Codes of Montana, 1921, be and the same is hereby amended to read as follows: "Amend Section 4 of Sub. H. B. No. 164, by inserting in line 1 of the printed bill

after the word and figure "Section 4" the following: "That Section 3581 of the Revised Codes of Montana, 1921, be and the same is hereby amended to read as follows: "Amend Section 5 of Sub. H. B. No. 164, by inserting in line 1 of the printed bill after the word and figure "Section 5" the following; That Section 3588 of the Revised Codes of Montana as amended by Section 3 of the Laws of the Eighteenth Legislative Assembly, and as further amended by Section 1, Chapter 174 of the Laws of the Nineteenth Legislative Assembly be and the same is hereby amended to read as follows:

That Sub. H. B. No. 164 do pass as amended.

GREEN, Chairman.

On motion of Green report adopted.

MOTIONS AND RESOLUTIONS

Moved by Dougherty, and seconded, that House reconsider its action on H. B. No. 307. Substitute motion of O'Day to table Dougherty motion lost by the following standing vote: 20 ayes; 27 noes: 55 absent and not voting. Original motion of Dougherty that H. B. No. 307, be taken from the Committee on Agriculture and rereferred to the Printing Committee, carried.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Speaker gave notice he was about to sign S. B. No. 4, introduced by Goodman and thereupon signed same.

The Speaker gave notice he was about to sign S. B. No. 11, introduced by Wuerthner and thereupon signed same.

The Speaker gave notice that he was about to sign S. J. M. No. 7, introduced by Staggs, Holton, and Crawford and thereupon signed same.

The Speaker gave notice that he was about to sign S. B. No. 12, introduced by Kemmis and thereupon signed same.

REPORTS OF SELECT COMMITTEES

The following report was received from a select committee:

Mr. Speaker: We, your sick committee are sorry to report that Mrs. Curran is still confined to her room at the Grandon Hotel. However, her condition is much improved today.

Mrs. Ryder, wife of Representative Ryder, is still confined to the Hospital but is getting along nicely.

The committee wishes to report that flowers have been sent to both ladies.

Signed,
PAULY,
FREED,
LUCAS.

REPORTS OF STANDING COMMITTEES

The Engrossing Committee reported as follows:

February 21, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 101-144-145-175-213.

GREEN, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 21, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 307-317-318-247, Sub. 24-125-239-315-187-132 beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

HANLEY, Chairman.

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration House Bill No. 301: A Bill for an Act entitled: "An Act declaring the running at large horses within certain areas for a period of over fifteen days a public nuisance providing for the creation of areas from which such horses are barred from running at large providing the penalty for horses running at large within certain areas and amending all Acts and parts of Acts in conflict herewith. Respectfully report as follows: That said Bill, No. 301 do not pass, but that Substitute House Bill No. 301: A Bill for an Act entitled: "An Act declaring the running at large of range horses within certain areas for a period of over fifteen days a public nuisance; providing for the creation of areas from which such horses are barred from running at large; providing the penalty for horses running at large within certain areas, and amending all Acts and parts of Acts in conflict herewith."

On motion of Leavens report adopted.

LEAVENS, Chairman.

Mr. Speaker: We, your committee on Labor having had under consideration, House Bill No. 112: A Bill for an Act entitled: "An Act to amend Section 3071 and 3079 of the Revised Codes of Montana of 1921, providing for the hours of labor, public works, public buildings and grounds and in mills, smelters, mines, buildings and on railroads and other tunnels and in strip mining." Respectfully report as follows: That House Bill 112 Do Not Pass. But that Substitute for House Bill No. 112, introduced by the Committee on Labor, A Bill for an Act entitled: "An Act to amend Sections 3073, 3079 and 3080 of the Revised Codes of Montana of 1921, providing for the hours of labor, public works, public buildings and grounds and in mills, smelters, mines, buildings and on railroads and other tunnels and fixing the penalty thereof." Do Pass.

On motion of Fairgrieve report adopted.

FAIRGRIEVE, Chairman.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 146, introduced by Fairgrieve: A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigarettes." Do pass.

On motion of Jameson report adopted.

JAMESON, Chairman.

Mr. Speaker: We, the undersigned majority members of your committee on Judiciary having had under consideration, House Bill No. 172, introduced by Metlen, Jameson, Ross, Pauly and Willard: A Bill for an Act entitled: "An Act to permit the court at the conclusion of the argument in the trial of civil and criminal cases to comment upon the weight and sufficiency of the testimony, prescribing how the same shall be done, and providing for exceptions thereto and when such exceptions must be taken." Respectfully report as follows: That House Bill, No. 172 do pass.

SHEPARD,
ROSS,
KNIGHT,
RIGG,
NAGLE,
PAULY,
BESANCON,
JAMESON,
SAMPLE,
MONOGHAN,
LEAVENS.

Mr. Speaker: We, the undersigned minority members of your committee on Judiciary having had under consideration, House Bill No. 172, introduced by Metlen, Jameson, Ross, Pauly and Willard: A Bill for an Act entitled: "An Act to permit the court at the conclusion of the argument in the trial of civil and criminal cases to comment upon the weight and sufficiency of the testimony, prescribing how the same shall be done, and providing for exceptions thereto and when such exceptions must be taken." Respectfully report as follows: That House Bill No. 172 do not pass.

FLACHSENHAR,
MANNING,
LEAVITT,
ENGLISH.

On substitute motion of Flachsenhar that minority report be adopted, motion lost. On motion of Jameson that majority report be adopted, motion carried.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 198: A Bill for an Act entitled: "An Act authorizing the Board of School Trustees of any school district to issue warrants in excess of the available funds of the district and in excess of the amount of taxes levied by said district for the current school year and not yet collected, and to authorize such Boards of School Trustees to issue bonds for the purpose of funding all indebtedness represented by bonds outstanding on July 1st, 1929." Respectfully report as follows: That House Bill No. 198 do not pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 222: A Bill for an Act entitled: "An Act to establish a retirement system to provide for the retirement upon retirement allowances of public school teachers in the State of Montana; establishing a retirement board for the administration of such system; fixing the membership thereof and providing retirement allowances thereunder; establishing certain funds for the administration of said system and providing for the securing of the moneys, income, and revenue for the maintenance of such funds; and providing for the discontinuing of the retirement system established by Sections 1113 to 1132 of the Revised Codes of Montana of 1921, as amended by Chapter 88, Laws of the Twentieth Legislative Assembly of 1927." Respectfully report as follows: That House Bill, No. 222 do not pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar that Mrs. Curran be excused on account of illness until recovered and there being no objections member excused.

THIRD READING OF HOUSE BILLS

H. B. No. 101, introduced by Committee on State Lands, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hanley, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Miller (Fergus), Nicholson, Moss, Moulton, Murphy, Nagle, Nelson, Nel-

stead, Parker, Pauly, Purnell, Renwick, Rigg, Ross, Salyerds, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 76.

Noes: Angvick, Benajmin, Green, Hagestad, Henderson, Jergensen, Marshall, Minette, Monoghan, Miller (Lincoln), O'Day, Roll, Rolph, Ryder, Sheffer, Thorburn, Woodcock. Total 17.

Absent and not voting: Curran, Dellwo, Doran, Ekegren, English (Deer Lodge), Reed, Sample, Shepard, Warren. Total 9.

H. B. No. 144, introduced by Cooney, Freed, Dunn, Hanley and Buck; having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Curran, English (Deer Lodge), Reed, Sample, Shepard, Warren, Willis. Total 7.

H. B. No. 145, introduced by Nelstead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Ross, Ryder, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mason, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Curran, Darlington, Doran, English (Silver Bow), Freed, Moss, Reed, Roll, Salyerds, Sample, Shepard, Warren. Total 12.

H. B. No. 175, introduced by Jameson, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Flachsenhar, Freed, Fulsher, Erickson, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Ren-

wick, Rigg, Roll, Rolph, Sheffer, Sullivan, Thorburn, Tinsley, Wickware, Willard, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Angvick, Curran, Darlington, Fairgrieve, Jensen, Leavens, Reed, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Ueland, Waite, Warren, Willis. Total 18.

H. B. No. 213, introduced by Roll, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ryder, Salyerds, Sheffer, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Chapman, Clausen, Cooney, Curran, Darlington, Doran, English (Deer Lodge), Fairgrieve, Flachsenhar, Jameson, Jensen, Johnson, Leavens, Monaghan, Reed, Rigg, Ross, Sample, Shepard, Simpson, Waite, Warren. Total 22.

Flachsenhar asked the unanimous consent of the house for Simpson, Waite, Ross and Leavens to be excused to attend a joint meeting of the Livestock and Public Ranges Committee.

There being no objections House reverted to order of business No. 6.

MOTIONS AND RESOLUTIONS

On motion of Flachsenhar, seconded and carried, H. B. No. 64 was taken from General Orders because incorrectly printed and rereferred to the Printing Committee.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 231: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17 of the Session Laws of the Twentieth Legislative Assembly of Montana of 1927, relating to refund of certain gasoline taxes. Respectfully report as follows: That House Bill, No. 231 do not pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 32: A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles: persons exempted; when the license is suspended or revoked; persons ineligible for licensure; possession of license card; recording of licenses issued, suspended or revoked; expense records providing for collection and distribution of fees; prescribing penalties." Respectfully report as follows: That House Bill No. 32 do not pass.

MOSS, Chairman.

Moved by Moss report adopted.

Substitute motion by Willard that H. B. No. 32 be rereferred to Highways Committee, carried. Original motion of Moss to adopt report lost.

Mr. Speaker: We, your committee on Highways having had under consideration House Bill No. 292: A Bill for an Act entitled: "An Act prohibiting the manufacture of or importation into the State of Montana of motor vehicles equipped with internal combustion engines for use upon the public highways of the State of Montana for the transportation of persons or property unless said motor vehicles are equipped with automatic starting mechanism or auxiliary starting engines; and prescribing the penalties for violation of the provisions of this Act." Respectfully report as follows: That House Bill, No. 292 do not pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 237: A Bill for an Act entitled: "An Act to repeal Sections one and two of Chapter 17, laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; prescribing the procedure for obtaining refund or drawback and fixing penalty for false statement." Respectfully report as follows: That House Bill, No. 237 do not pass.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 256, introduced by Sample: A Bill for an Act entitled: "An Act to amend Section 4816 of the Revised Codes of Montana of 1921 relating to the duties of the Clerk of Court and providing for an annual report to the Attorney General of the State of Montana." Respectfully report as follows: That House Bill No. 256 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration, House Bill No. 190, introduced by Sullivan: A Bill for an Act entitled: "An Act to amend Section 2753 of the Revised Codes of Montana 1921, relating to removal of dangerous structures and combustible material, and to proceedings for the abatement of such dangerous structures or combustible materials." Respectfully report as follows: That House Bill No. 190 be amended as follows: In Section 1, under Section 2753, in Line 7 strike out the word "or" and insert in lieu thereof the word "and"; In line 11, under the same sections, insert the word "which" between the word "structure" and the word "for"; In Section 1, under Section 2753-B, in line 5, change the word "ten" to read "twenty"; In Lines 6, 7 and 8, under the same sections, strike out the following words after the word "heard"; "and upon such trial the order of condemnation shall be prima facie evidence of the existence of the facts therein recited." and place a period after the word "heard"; In Section 1, under Section 2753-C, in Line 9, strike out the word "three" and insert in lieu thereof the word "five"; On Page 4, under same Sections, in Line 6, strike out the words "thirty days" and insert in lieu thereof the word "six months"; On Page 4, under same Sections, in Line 6, strike out the words "thirty days" and insert in lieu thereof the words "six months", and that as amended, House Bill No. 190 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration House Bill No. 259, introduced by George: A Bill for an Act entitled: "An Act to amend Section 3886, Revised Codes of Montana, 1921, relating to the filing of annual reports by public utilities with the Public Service Commission of Montana." Respectfully report as follows: That House Bill No. 259 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced in the House, read first and second times by title only and referred to committees:

Sub. for House Bill No. 85, by Committee on Public Morals, Charities and Reforms: A Bill for an Act entitled: "An Act relating to giving notice of intention to marry and requiring notice of application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued." Printing Committee.

Sub. for House Bill No. 135, by Committee on Labor: A Bill for an Act entitled: "An Act to amend Sections 3076 and 3078 of the Revised Codes of Montana 1921, relating to the hours of labor of female employees and penalties for violation of the various provisions of said Acts." Printing Committee.

Sub. for House Bill No. 146, by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in thru sale, barter or exchange cigarettes." Printing Committee.

Sub. for House Bill No. 112, by Committee on Labor: A Bill for an Act entitled: "An Act to amend Sections 3073, 3079 and 3080 of the Revised Codes of Montana of 1921, providing for the hours of labor, public works, public buildings and grounds and in mills, smelters, mines, buildings and on railroads and other tunnels and fixing the penalty thereof." Committee on Printing.

Sub for House Bill No. 301, by Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act declaring the running at large of range horses within certain areas for a period of over fifteen days a public nuisance; providing for the creation of areas from which such horses are barred from running at large; providing the penalty for horses running at large within certain areas and amending all Acts and parts of Acts in conflict herewith." Printing Committee.

House Bill No. 324, By Ways and Means Committee: A Bill for an Act entitled: "An Act to provide for the support of the Government of Montana for the years 1929 and 1931." (Introduced without previous notice by unanimous consent of House).

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for the Consideration of General Orders under rules of previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bills Nos. 183-35-73-148-163-173-178-182-192 respectfully report as follows

Recommend that H. B. No. 183 do pass.

H. B. No. 35, be amended as follows: Amend Section 1 by striking out in line 63, on page 3 of the printed bill the word "in" and inserting in lieu thereof the words "within fifty feet of" so it will then read "by posting within fifty feet of the nearest postoffice." Amend Section 1 as follows: In line 58 of page 2 of printed bill after the figures 1921, insert these words: "as amended." H. B. No. 35, Do Pass as amended.

H. B. No. 73, do pass.

H. B. No. 148, do pass.

H. B. No. 163, consideration be passed for the day.

H. B. No. 173, do pass.

H. B. No. 178, do pass.

H. B. No. 182, be amended as follows: Amend the title of H. B. No. 182, by striking out in line 8 from the bottom of the page the words "meats." Amend Section 50 by striking out in line one the words Meat and "also by striking out in line 3 the words "meat lard"; also by inserting in line one after the word "regulation" the word "and"; also by inserting in line one after the word "labeling" the word "of." H. B. No. 182 do pass as amended.

H. B. No. 192, do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Moved by Flachsenhar, seconded and carried that House resolve itself into a Committee of the Whole for the Consideration of General Orders under rules of previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration House Bills Nos. 197-204-209, Sub. 218-219-228-235-236-238-241-244 respectfully report as follows: Recommend that H. B. No. 197 do pass.

H. B. No. 204 be amended as follows: Amend Section 1 by striking out in line 10 of the printed bill the word "others" and inserting in lieu thereof the word "orders." H. B. No. 204, Do Pass as amended.

H. B. No. 209, do pass.

Consideration of Sub. H. B. 218 passed for the day.

H. B. No. 219, be amended as follows: Amend H. B. No. 219 by adding Section 7, to read as follows: Section 7. The State Board of Education is hereby authorized to invest funds under its control and subject to investment in such residence halls erected or constructed under the provisions of this Act in so far as the said Board deems such investment safe and advantageous to the beneficiary or beneficiaries of the funds and at such reasonable rate of interest and on such reasonable conditions of repayment as the said Board may determine. H. B. No. 219 do pass as amended.

H. B. No. 228, do pass.

H. B. No. 235 do pass.

H. B. No. 236 do pass.

H. B. No. 238 do pass.

H. B. No. 241 do pass.

H. B. No. 244, consideration passed for the day.

DUNN, Chairman.

On motion of Dunn report adopted.

On motion of Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for consideration of General Orders under rules of previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration H. B. Nos. Sub. 251 to 254; 261-265-267-272-277-280-283-310-311-313-314-206 H. R. No. 6, Respectfully report as follows: That consideration of Sub. 251 to 254 be passed for the day.

H. B. No. 261, do pass.

H. B. No. 265 do pass.

H. B. No. 267 do pass.

H. B. No. 272 do pass.

H. B. No. 277 do pass.

H. B. No. 280, further consideration passed for the day.

H. B. No. 283 do pass.

H. B. No. 310 do pass.

H. B. No. 311 do pass.

H. B. No. 313 do pass.

H. B. No. 314 do pass.

H. B. No. 206, consideration passed temporarily.

H. R. No. 6 be adopted:

Reverted to H. B. No. 206, do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 21, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 208-298-240-177-319 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Arnold of Stillwater asked to be excused for tomorrow and there being no objections gentleman excused.

Flachsenhar announced a Washington Birthday program would be held tomorrow afternoon at 2:30.

MOTIONS AND RESOLUTIONS

The following resolution was read: On Motion of Flachsenhar resolution adopted .

HOUSE RESOLUTION NO. 7

Introduced by Nagle.

WHEREAS, it has come to the attention of the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, that the Honorable Joseph K. Toole, the first Governor of the State of Montana on its admission to Statehood, and who served this State as Governor three terms, the first from 1889-1893, the second from 1901-1905 and the third from 1905-1908, has been confined to his room for some time on account of ill health;

NOW, THEREFORE, BE IT RESOLVED: That the House of Representatives of the Twenty-first Legislative Assembly of the State express to the Honorable Joseph K. Toole its genuine regret at his ill health and its wish for his speedy return to health;

That a copy of this Resolution be spread upon the Journal of the House and that the proper committee be directed to send him a copy of this Reso-

lution, subscribed by the Speaker and attested by the Chief Clerk, together with a suitable remembrance of flowers.

FLACHSENHAR,
JOHNSON,
NAGLE,
DELLWO.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning February twenty-second at 10:00 o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-SEVENTH DAY

House of Representatives

Helena, Montana, February 22, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Curran and Moss excused on account of illness; Doran, Pauly, Sample and Waite excused for the day.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-sixth legislative day find same to be correct.

DARLINTON, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Labor having had under consideration, House Bill No. 250: A Bill for an Act entitled: "An Act to amend Sections 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921, relating to public schools, the compulsory attendance of children, the employment of children during school sessions, the appointment powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said sections and providing penalties therefor." Respectfully report as follows: That House Bill No. 250 do pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration, H. B. 147: A Bill for an Act entitled: "An Act creating a division of weights and measures in the Railroad and Public Service Commission; and defining its composition, powers and duties; regulating the use and inspection of weights and measures, fixing the fees to be collected for such inspection and disposition of same; authorizing arrests and providing penalties for the violation of this Act; and repealing Sections 4243, 4244, 4245, 4247, 4250, 4251, 4252, 4253, 4258, 4259, 4260, 4261, 4263, 4264 of the Revised Codes of Montana of 1921, and Section 2 of Chapter 41 of the laws of the 18th Legislative Assembly of Montana of 1923, and all of Chapter 124 of the 20th Legislative Assembly

of Montana of 1927, and all other Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill 147 do pass.

On motion of Jones report adopted.

JONES, Chairman.

Mr. Speaker: We, your committee on Labor having had under consideration, House Bill No. 255: A Bill for an Act entitled: "An Act regulating the employment of women and minors and establishing an industrial welfare commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this Act." Respectfully report as follows: That House Bill No. 255 do not pass.

FAIRGRIEVE, Chairman.

On motion of Fairgrieve report adopted.

Mr. Speaker: We, your committee on Railroads and Transportation having had under consideration, House Bill No. 122: A Bill for an Act entitled: "An Act defining the crew required on certain locomotives and railroad engines with accompanying tenders when operated outside of yard limits, and prescribing penalties for the violation thereof." Respectfully report as follows: That House Bill No. 122 do not pass.

GREEN, Chairman.

On motion of Green report adopted.

Mr. Speaker: We, your committee on Township and Counties having had under consideration, H. B. 288: A Bill for an Act entitled: "An Act to amend Section 2006 of the Revised Codes of the State of Montana, 1921, relating to the general powers of assessor." Respectfully report as follows: That House Bill No. 288 do not pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, H. B. No. 309: A Bill for an Act entitled: "An Act to amend Section 4614 of the Revised Codes of Montana 1921, as amended by Chapter 84, laws of the nineteenth Legislative Assembly, relating to refunding county bonds." Respectfully report as follows: That House Bill No. 309 do pass.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, Senate Bill No. 46: A Bill for an Act entitled: "An Act to amend Section 4465 of the Revised Codes of Montana of 1921 as amended by Chapter 95 of the laws of the 18th Legislative Assembly, and as amended by Chapter 54 of the 20th Legislative Assembly, relating to the general and permanent powers of the Board of County Commissioners, by adding to such powers and further power and authority to lease and demise county buildings, equipment, furniture and fixtures, for hospital purposes and to appraise the rental value thereof." Respectfully report as follows: That Senate Bill No. 46 be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Constitutional Amendments having had under consideration, House Bill No. 225: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana for the repeal of Section 9 of Article XII, of the Constitution of the State of Montana, providing for rate of taxation on real and personal property for state purposes and providing for the levy for state purposes and livestock for the purpose of paying bounty on wild animals." Respectfully report as follows: That said Bill do pass.

RIGG, Chairman.

On motion of Rigg report adopted.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration, Senate Bill No. 65: A Bill for an Act entitled: "An Act to amend Section 65 of Chapter 60 of the Session Laws of 1927, relating to mineral reservation in state lands." Respectfully report as follows: That Senate Bill No. 65 be concurred in.

JERGENSEN, Chairman.

On motion of Jergensen report adopted.

Mr. Speaker: We, your committee on Mines and Mining having had under consideration House Bill No. 245: A Bill for an Act entitled: "An Act amending Sections 3460 paragraph "A", 3472, 3513, 3515, of the revised codes of the State of Montana, 1921, relating to the examination, appointment, duties, qualifications and requirements of mine foremen and their assistants." Respectfully report as follows: That House Bill No. 245 do not pass.

JERGENSEN, Chairman.

On motion of Jergensen report adopted.

Mr. Speaker: We, your committee on Affairs of Cities having had under consideration, Senate Bill No. 32: A Bill for an Act entitled: "An Act to amend Section 5265 of the Revised Codes of Montana, of 1921, as amended by Chapter 143 of the session laws of the Twentieth Legislative Assembly of 1927, relating to the creation and financing of special improvement districts for lighting streets in cities and towns." Respectfully report as follows: That Senate Bill No. 32 be concurred in.

LOGAN, Chairman.

On motion of Logan report adopted.

The Engrossing Committee reported as follows:

February 22, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 150, Sub. 164-173-178-192-219-236-261.

GREEN, Chairman.

Report adopted.

CONSIDERATION OF MESSAGES FROM SENATE

The following communications were received from the Senate:

On motion of Flachsenhar communications considered read at length and Journal so show.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, having had under consideration House Bill No. 158, by Committee on Highways, recommend that bill be not concurred in, report adopted, and bill is herewith returned to the House.

Also, Committee on Counties and Towns, having had under consideration House Bill No. 139, by Logan, Hanley and Chatham, recommend same be not concurred in, report adopted, and Bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 21, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: reports adopted:

Committee on Federal Relations: S. J. M. No. 9, by Ruffcorn: Recommend same do pass.

Committee on Corporations Other Than Municipal: H. B. No. 200, by Darlington: Recommend same be concurred in.

Committee on New Counties and Divisions: S. B. No. 148, by Holt: Recommend same do pass.

Committee on Taxation: S. B. No. 74, by Survant: Recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 21, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. B. No. 44 and Senate Substitute for S. B. No. 15 be passed for the day.

That S. B. No. 51 be amended in Section by striking out in Line 29 the words "for all purposes," and as so amended, recommend same do pass.

That consideration of S. B. No. 125 be passed for the day.

That H. J. M. No. 3 be concurred in.

That consideration of H. J. M. No. 4 be passed for the day.

That consideration of H. B. No. 23 be passed for the day.

That Sub. for H. B. Nos. 67 and 78 be concurred in.

That consideration of H. B. No. 90 be passed for the day.

That consideration of H. B. No. 124 be passed for the day.

That Sub for H. B. No. 34 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 21, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Education: S. B. No. 93, by Eaton: Recommend same be amended in Line 30, Page 1, by inserting the word "Eastern" before the word "Montana"; and that bill be further amended in Line 16, Page 3 by inserting in word "Montana" after the word "the" and by inserting the word "Eastern Montana" after the word "or;" and as so amended, recommend the bill do pass.

Committee on Counties and Towns: H. B. No. 154, by Roll: Recommend same be concurred in.

Committee on Education: S. B. No. 58, by McQuitty: Recommend same do not pass.

Committee on Education: S. B. No. 112, by Crawford: Recommend same do not pass.

Committee on Education: S. B. No. 123, by Taylor: Recommend same do pass.

Committee on Education: S. B. No. 59, by McQuitty: Recommend same do pass.

Committee on Education: S. B. No. 137, by Committee on Education: Recommend same do pass.

Committee on Education: S. B. No. 144, by Wuerthner, Ruffcorn and Johnson: Recommend same do pass.

Committee on Education: S. J. R. No. 2 by Eaton: Recommend same do pass.

Committee on Education: S. B. No. 119, by Mears, McQuitty and Eaton: Recommend same do pass.

Committee on Insurance: S. B. No. 113, by Kemmis: Recommend same do not pass.

Committee on Roads and Highways: H. B. No. 158, by Committee on Highways: Recommend same be not concurred in.

Committee on Roads and Highways: Sub. for H. B. Nos. 37 and 57, by Committee on Public Safety: Recommend same be concurred in.

Committee on Counties and Towns: S. B. No. 139, by Ruffcorn: Recommend same do not pass.

Committee on Counties and Towns: H. B. No. 139, by Logan, Hanley and Chatham: Recommend same be not concurred in.

Committee on Counties and Towns: H. B. No. 166, by Dunn and Salverds: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 152, by Committee on Affairs of Cities: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 152, by Committee on Affairs of Cities: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 129, by Jergensen: Recommend same be concurred in.

Committee on Judiciary: S. B. No. 83, by McQuitty: Recommend same do not pass.

Committee on Judiciary: S. B. No. 145, by Johnson: Recommend same do not pass.

Committee on Judiciary: S. B. No. 89, by Keeley: Recommend same do not pass.

Committee on Judiciary: S. B. No. 129, by Church: Recommend same do pass.

Committee on Judiciary: S. B. No. 143, by Eaton: Recommend same do not pass.

Committee on Judiciary: S. B. No. 61, by Campbell, Stewart and Walker: Recommend same do not pass.

Committee on Judiciary: S. B. No. 6, by Kemmis: Recommend same do pass.

Committee on Judiciary: S. B. No. 105, by Church: Recommend same do pass.

Committee on Judiciary: S. B. No. 138, by Holton (by request): Recommend same do not pass.

Committee on Judiciary: S. B. No. 142, by Walker (by request): Recommend same do not pass.

MOTIONS AND RESOLUTIONS

Moved by Marshall, seconded and carried, that H. B. No. 198 be revived for reconsideration. Moved by Marshall, seconded and carried, that H. B. No. 198 be rereferred to Committee on Education.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length and referred to committees:

H. B. No. 325, by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain boards, departments and institutions of the State of Montana for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient." Committee on Appropriations. (Read first time by title and second time at length).

THIRD READING OF HOUSE BILLS

H. B. No. 150, introduced by Johnson, Nelstead, Merritt, Fairgrieve; having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hanley, Henderson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Purnell, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brown (Cascade), Chatham, Curran, Doran, English (Deer Lodge), George, Hagestad, Hodgskiss, Jameson, Lillis, Lucas, Metlen, Minette, Reed, Miller (Lincoln), Moss, Parker, Pauly, Rolph, Sample, Willis. Total 21.

Sub. H. B. No. 164, introduced by Committee on Agriculture, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Barry, Cooney, Curran, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), George, Lillis, Lucas, Metlen, Minette, Moss, Pauly, Sample. Total 15.

H. B. No. 173, introduced by George, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, Mason, Manning, Marshall, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Barry, Curran, Dougherty, Doran, English (Silver Bow), Freed, George, Jones, Lillis, MacRae, Metlen, Monaghan, Moss, O'Day, Pauly, Reed, Sample. Total 17.

H. B. No. 178, introduced by Miller of Fergus, Hanley, Salyerds and Moulton having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Logan, Mason, Manning, Marshall, Merritt, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Erickson, Green, Hagestad, Jergensen, Minette, Monoghan, Miller (Lincoln), Steeves, Thorburn, Tinsley, Warren. Total 11.

Absent and not voting: Chatham, Curran, Doran, Dougherty, English (Silver Bow), Freed, George, Johnson, Lillis, Lucas, MacRae, Metlen, Moss, Nagle, Pauly, Reed, Sample, Waite, Leavens. Total 19.

H. B. No. 192, introduced by Wilson and Darlington, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Henderson, Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Merritt, Minette, Miller (Fergus), Moulton, Nelson, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Arnold (Stillwater), Bretzke, Brown (Cascade), Chapman, Curran, Doran, Dougherty, George, Hodgskiss, Jameson, Johnson, Kinville, MacRae, Marshall, Metlen, Monoghan, Miller (Lincoln), Moss, Murphy, Nagle, Nelstead, Pauly, Reed, Ross, Sample, Shepard, Thorburn, Waite. Total 28.

H. B. No. 219, introduced by Logan, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Johnson, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelson, Nicholson, O'Day, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Dean, Erickson, Metlen, Parker, Sheffer. Total 5.

Absent and not voting: Angvick, Besancon, Curran, Doran, Dougherty, Fairgrieve, Freed, George, Hanley, Jameson, Leavens, Marshall, Moss, Nagle, Nelstead, Pauly, Reed, Sample, Waite. Total 19.

H. B. No. 236, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Bonine, Brown (Cascade), Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nelson, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Besancon, Curran, Dellwo, Doran, Dougherty, Freed, George, Jensen, Leavens, Lewis, Merritt, Minette, Moss, Murphy, Nagle, Nelstead, Pauly, Reed, Salyerds, Sample, Sheffer, Waite, Warren, Willis. Total 26.

H. B. No. 261, introduced by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Nelson, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Besancon, Chatham, Curran, Dellwo, Doran, George, Johnson, Leavens, Monaghan, Moss, Murphy, Nagle, Nelstead, Pauly, Sample, Shepard, Waite. Total 17.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that House resolve itself into a Committee of the Whole for the consideration of General Orders under same rules as the previous sitting.

Mr. Murphy in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration House Bills Nos: Sub. 218, Sub. 251 to 254, H. B. Nos. 244, 280, Sub. 24, Sub. 86, H. B. Nos. 125, 132, 162, 163, 187, 194, 208, respectfully report as follows: Recommend that Sub. H. B. No. 218, be amended as follows: Amend Section 2 by striking out in line 10 the words "majority" and inserting in lieu thereof the words "sixty per cent." Sub. H. B. No. 218 do pass as amended.

Sub. 251 to 254, be amended as follows: Amend the title by striking out the title and inserting in lieu thereof the words "A Bill for an Act entitled: 'An Act to amend Section 1013 of the Revised Codes of Montana, 1921, and Section 3 of Chapter 19, Session Laws of 1923 relating to transfer of apportionment where a pupil attends a district or county high school outside the district or county of his residence. Amend Section 1 and

inserting in line 6 after the word "school" and also the written consent of the County Superintendent of Schools." Amend Section 2 by striking out in line one the number and words 1282 the revised codes of Montana 1921 as amended by and inserting in lieu thereof the number after the word section. Amend Section 2 by striking out in line 4 the figure 1282 and inserting in lieu thereof the figure 3. Amend Section 3 by striking out in line 1 after the word section the figure 3 and inserting in lieu thereof the figure 4. That Sub. 251 to 254 do pass as amended.

H. B. No. 244 do pass.

H. B. No. 280 pass consideration for the day.

Substitute H. B. No. 24 do pass.

Sub. H. B. No. 86, do pass.

H. B. No. 125 be amended as follows: Amend Section 2 by inserting in line 4 the word "rate" after the word "arbitrary."

H. B. No. 125, enacting clause be stricken.

H. B. No. 32 do pass.

H. B. No. 162 do pass.

H. B. No. 163 do pass.

H. B. No. 187 do pass.

H. B. No. 194 do pass.

H. B. No. 208 do pass.

On motion of Murphy report adopted.

MURPHY, Chairman.

Moved by Flachsenhar, seconded and carried, that substitute motion to have Sub. H. B. No. 86 segregated from report of Committee. On motion of Murphy that report be adopted with Sub. H. B. No. 86 segregated therefrom, carried. Moved by Flachsenhar, seconded and carried, Sub. H. B. No. 86 be placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Murphy in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Sub. H. B. No. 86, H. B. No. 217, 239, 247, 249, Sub. 268, Sub. 275, H. B. Nos. 270, 282, 287 respectfully report as follows: Recommend that Sub. H. B. No. 86 be amended as follows: Amend Section 1 by inserting in line 12 before the word "Manual" the words "Northern Agricultural and". Sub. H. B. No. 86 do pass as amended.

H. B. No. 217 do pass.

H. B. No. 239 do pass.

H. B. No. 247 do pass.

H. B. No. 249 do pass. Reconsidered action of 249 and passed further consideration temporarily.

Sub. 268 do pass.

Sub. H. B. 275 do pass.

H. B. No. 270 do pass.

H. B. No. 282 do pass.

H. B. No. 287 do pass.

On motion of Murphy report adopted.

MURPHY, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, a majority of your committee on revenue and taxation having had under consideration, House Bill No. 108, introduced by Benjamin: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, copartnerships and corporations owning or operating electric power plants, electric light plants, or electric transmission lines or any system for the distribution or sale of electricity." Respectfully report as follows: That House Bill No. 108 do not pass.

JONES,
HODGSKISS,
FLACHSENHAR,
NAGLE,
BRETZKE,
LEAVITT,
MERRITT,
SHEPARD,
ENGLISH,
JAMESON,
METLEN,
RIGG,
COONEY,
DELLWO.

Moved by Flachsenhar that majority report be adopted.

Mr. Speaker: We, a minority of your committee on revenue and taxation having had under consideration, House Bill No. 108, introduced by Benjamin: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, copartnerships and corporations owning or operating electric power plants, electric light plants or electric transmission lines or any system for the distribution or sale of electricity.." Respectfully report as follows: That House Bill No. 108 do pass.

BENJAMIN,
RYDER,
ARNOLD.

Moved by Benjamin that minority report be adopted and roll call requested. On roll call motion lost by the following vote:

Ayes: Angvick, Arnold (Rosebud), Benjamin, Besancon, Buck, Burrell, Chapman, Dean, Dougherty, Ekegren, Erickson, Freed, Goodman, Gordon, Green, Hagestad, Henderson, Jensen, Jergensen, Kruse, Lewis, Lucas, MacRae, Manning, Minette, Monaghan, Nicholson, Parker, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Tinsley, Ueland, Warren, Wickware, Woodcock. Total 39.

Noes: Anderson, Ballard, Barry Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dunn, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Fulsher, George, Hanley, Jameson, Johnson, Jones, Knight, Leavens, Leavitt, Lilis, Logan, Mason, Marshall, Metlen, Merritt, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Reed, Rigg, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Willis, Wilson. Total 51.

Absent and not voting: Arnold (Stillwater), Curran, Doran, Hodgskiss, Kinville, Moss, Pauly, Sample, Sheffer, Waite, Willard, Mr. Speaker. Total 12.

On motion of Flachsenhar majority adopted.

Mr. Speaker: We, a majority of your committee on Revenue and Taxation having had under consideration, House Bill No. 109, introduced by Benjamin: A Bill for an Act entitled: "An Act to amend Section 4 of

initiative measure No. 28 relating to the amount of annual license tax to be paid by persons and corporations engaging in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or metals or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced." Respectfully report as follows: That House Bill No. 109 do not pass.

JONES,
HODGSKISS,
FLACHSENHAR ,
NAGLE,
BRETZKE,
LEAVITT,
MERRITT,
ENGLISH,
JAMESON,
METLEN,
RIGG,
COONEY,
DELLWO,
SHEPARD.

Moved by Flachsenhar that Majority report be adopted.

Mr. Speaker: We, a minority of your committee on Revenue and Taxation having had under consideration, House Bill No. 109, introduced by Benjamin: A Bill for an Act entitled: "An Act to amend Section 4 of the initiative measure No. 28 relating to the amount of annual license tax to be paid by persons and corporations engaging in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or metals or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced." Respectfully report as follows: That House Bill No. 109 do pass.

BENJAMIN,
RYDER,
ARNOLD.

Moved by Benjamin, duly seconded, that minority report be adopted. Motion lost.

Motion by Flachsenhar to adopt majority report. Carried.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 249 be taken from General Orders and rereferred to Committee on Education.

The Speaker announced the following members excused for the afternoon: Nelson, Freed, Besancon, Tinsley, and Arnold of Stillwater and Ross.

Moved by Flachsenhar, seconded and carried that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Leavitt requested roll call. Quorum present.

The Printing Committee reported as follows:

Helena, Montana, February 22, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 320, 316, 302, 243, Sub. 281 beg leave to report that the same have this date been returned from the Printer correctly printed.

Report adopted.

HANLEY, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 134, introduced by Jergensen, Dougherty, Warren and Fairgrieve: A Bill for an Act entitled: "An Act providing for taxes upon and with respect to personal incomes, and for the collection and distribution of such taxes." Respectfully report at follows: That House Bill No. 134 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 284, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to amend Sections 4026, 4027, 4028, 4040 and 4050 of the Revised Codes of Montana of 1921, defining investment companies and securities, exempting certain securities from the provisions thereof; providing for the registration of agents or investment companies and permits to do business and prescribing fees to be paid by investment companies and stock brokers and agents thereof." Respectfully report as follows: That House Bill No. 284 do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 299, introduced by Leavitt: A Bill for an Act entitled: "An Act to amend Sections 2004, 2005, and 2006 of the Revised Codes of the State of Montana of 1921 relating to assessment of property for taxation purposes; requiring County Commissioners to furnish assessors with necessary statement blanks, the form and contents thereof to be prescribed by the State Board of Equalization; requiring such statement to be delivered to all persons subject to taxation and returned to him properly executed by the person to whom delivered; defining the powers and duties of the assessor in relation to such statement and assessment; providing penalty for the violation of this Act, and repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 299 be amended by inserting after the word "oaths" in line 22 of Section 2 the words "or before two witnesses who shall be taxpaying freeholders" and as amended that same do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 303, introduced by Ueland: A Bill for an Act entitled: "An Act to impose certain license fees for state purposes on theatres within the State of Montana, providing for the amount of the licenses, providing for the collection thereof, and for the distribution of all fees received thereunder." Respectfully report as follows: That House Bill No. 303 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 274, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, copartnership, association, joint stock company, syndicate, and corporation engaged in carrying on within this state the business of owning, controlling, managing, leasing, or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural

gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violation of the provisions of this Act." Respectfully report as follows: That House Bill No. 274 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 273, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm copartnership, association, Joint stock company, Syndicate, and corporation engaging in or carrying on the business of distributing to the public within this State natural gas not produced within this State, or engaged in the business of owning, controlling, managing, leasing or operating within this State any system or plant for the distribution of natural gas not produced within this State, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Respectfully report as follows: That House Bill No. 273 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 260: A Bill for an Act entitled: "An Act making appropriation for and directing payment to the heirs of Christian Moeller, deceased, of moneys belonging to such heirs escheated to the State of Montana." Respectfully report as follows: That House Bill No. 260 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 325: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain boards, departments and institutions of the State of Montana for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient." Respectfully report as follows: That House Bill No. 325 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 248: A Bill for an Act entitled: "An Act to amend Section 2238 Revised Codes of Montana, 1921, as amended by Chapter 102, Session Laws of 1923, and Chapter 24, Session Laws of 1925, relating to the collection of personal property taxes." Respectfully report as follows: That House Bill, No. 248 that same be amended as follows: By striking out the words "and in any event not more than ten days thereafter" in the fifth and sixth lines of Section 2238: by striking out the word "Assessed" the second time it appears in the seventh line of said paragraph, and by striking out all of the last sentence of such paragraph; and also striking out all of Section 3, and the last two lines of such page, and as so amended that the Bill do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Constitutional Amendments having had under consideration, House Bill No. 285: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the state of

Montana of an amendment to section 15 of article 12 of the constitution of the State of Montana, as amended; creating county boards of equalization and creating a railroad and public control commission and the membership thereof; providing the term of office and the election of said members; the filling of vacancies; defining and prescribing the powers and duties of said commission; providing for hearings and establishment of rules, regulations, and orders of and under said commission, and for appeals therefrom, and to perform such other duties as may be prescribed by law. Respectfully report as follows: That said Bill No. 285 do not pass, but that Substitute Bill No. 285: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of article 12 of the Constitution of the State of Montana, as amended; creating county boards of equalization and creating a railroad and public control commission and the membership thereof; providing the term of office and the election of said members; the filling of vacancies; defining and prescribing the powers and duties of said commission; providing for hearings and establishment of rules, regulations, and orders of and under said commission, and for appeals therefrom, and to perform such other duties as may be prescribed by law."

RIGG, Chairman.

On motion of Rigg, report adopted.

Mr. Speaker: We, your committee on Agriculture having had under consideration, Senate Bill No. 47: A Bill for an Act entitled: "An Act providing for the storage of grain on farms, on or near railroad right of ways and other suitable places, making provision regulating such storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act, and repealing Chapter 59 of the Laws of 1923 of the State of Montana and all other Acts and parts of Acts in conflict with the provisions of this Act." Respectfully report as follows: That Senate Bill No. 47 be concurred in.

BUDAS, Vice-Chairman.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 249: A Bill for an Act entitled: "An Act to amend Section 1202 of the Revised Codes of Montana of 1921 relating to the common school levy and providing for the making of the same, and for payment of moneys arising from said levy and from fines." Respectfully report as follows: That House Bill No. 249 be amended as follows: In printed bill 249 in Line 5 after the words "tax of" insert the words "not less than six nor more than." As amended we recommend that same do pass and refer to General Orders without reprinting.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration House Bill No. 258: A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana 1921 relating to the apportionment of the county common school funds." Respectfully report as follows: That House Bill, No. 258 do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 198: A Bill for an Act entitled: "An Act authorizing the Board of School Trustees of any school district to issue warrants in excess of the available funds of the district in excess of the amount of taxes levied by said District for the current school year and not yet collected, and to authorize such boards of school trustees to issue bonds for the purpose of funding all indebtedness represented by bonds outstanding

on July 1st, 1929." Respectfully report as follows: That House Bill, No. 198 be amended by striking out all of Section 1 and renumbering the succeeding Sections appropriately and so amended, recommend that House Bill No. 198 do pass.

MARSHALL, Chairman.

On motion of Marshall report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second time by title only and referred to committees:

Sub. for House Bill No. 285, By Committee on Constitutional Amendments: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; creating County Boards of Equalization and creating a Railroad and Public Control Commission and the membership thereof; providing the term of office and the election of said members; the filling of vacancies defining and prescribing the powers and duties of said Commission; providing for hearings and establishment of rules, regulations, and orders of and under said Commission, and for appeals therefrom, and to perform such other duties as may be prescribed by law." Printing Committee.

H. B. No. 326, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the payment of a deficiency claim of Valley County for advances made to Ben Olson, Sheriff of Valley County, in transporting convicts from Glasgow to Deer Lodge, Montana." Committee on Appropriations. (Read first time by title and second time at length).

H. B. No. 327, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the refund of overpayment of Corporation License Tax in the State of Montana." Committee on Appropriations. (Read first time by title and second time at length).

H. B. No. 328, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claim of National Electric Company for labor and material furnished at State School of Mines at Butte, Montana." Committee on Appropriations. (Read first time by title and second time at length.)

H. B. No. 329, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242-B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway Fund therefor in settlement of said claim upon payment of said warrant." Committee on Appropriations. (Read first time by title and second time at length).

On motion of Willard House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Willard, that H. B. No. 202 be recalled from the Engrossing Committee and placed on General Orders. Carried.

Moved by Willard that H. B. No. 202 be taken from General Orders and re-referred to the Highways Committee. Carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for consideration of General Orders, under same rules as previous sitting.

Mr. Leavitt in the chair.

Committee arose.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. Nos. 289-298-177-240-307-312-315-317-318-319, S. B. 32, 46, 65, 47, H. B. No. 249, respectfully report as follows: Recommend that

H. B. No. 289 do pass.

H. B. No. 298 do pass.

H. B. No. 177 be amended as follows: Amend Section 12 in line 10, by striking out the word "of" after the word members and inserting the word "or". That consideration of H. B. 177 be passed for the day.

H. B. No. 240 do pass.

H. B. No. 307 be amended as follows: Amend Section 4 by striking out in line 5 the word "and." Amend Section 5 by inserting in line 8 after the word "necessary" the words "the commissioner" also in line 11 by striking out the words "to be" and inserting in lieu thereof the word "a" and inserting a comma after the word "therefor"; also by striking out in line 9 the words "the commissioner" and inserting in lieu thereof the word "he." Amend Section 8 by striking out in line 1 the words "on its way to market" and inserting in lieu thereof the words "in transit" also by striking out in line 4 the figure "7" and inserting in lieu thereof the figure "5." Amend Section 10 by striking out in line 17 after the word "orders" the word "of" and inserting in lieu thereof the word "or". Amend Section 14 in line 3 by inserting after the word "made" the words "by the commissioner or one of his deputies." That H. B. No. 307, do pass as amended.

H. B. No. 312 do pass.

H. B. No. 315 be amended as follows: Amend Section 1, by inserting in line 1 of the printed bill after 5909 the following: "of the Revised Codes of Montana, 1921." That H. B. No. 315 do pass as amended.

H. B. No. 317 be amended as follows: Amend Section 9 by striking out Sec. 9.

H. B. No. 317 do pass as amended.

H. B. No. 318 do pass.

H. B. No. 319 do pass.

Senate Bill No. 32 be concurred in.

Senate Bill No. 46, consideration passed for the day.

Senate Bill No. 65 be concurred in.

Senate Bill No. 47 be concurred in.

H. B. No. 249 do pass.

On motion of Leavitt report adopted.

LEAVITT, Chairman.

Flachsenhar requested House be on Order of Business No. 8.

THIRD READING OF SENATE BILLS

S. B. No. 32, introduced by Shelver, having been read three several times title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Barry, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Willard, Willis, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Besancon, Bonine, Budas, Curran, Dellwo, Doran, English, (Silver Bow), Freed, Fulsher, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Knight, Minette, Moss, Nelson, Nelstead, Ryder, Sample, Sheffer, Tinsley; Waite, Warren, Wickware, Wilson. Total 31.

S. B. No. 47, introduced by Committee on Agriculture, having been read three several times, title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nicholson, O'Day, Parker, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Willard, Woodcock, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Chatham, Cooney, Curran, Dellwo, Doran, English (Silver Bow), Freed, Fulsher, Green, Henderson, Jensen, Johnson, Jones, Knight, Leavitt, Minette, Moss, Nelson, Nelstead, Pauly, Ryder, Sample, Thorburn, Tinsley, Waite, Warren, Wickware, Willis, Wilson. Total 33.

S. B. No. 65 introduced by Plank having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Kruse, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Sullivan, Steeves, Thorburn, Ueland, Waite, Willard, Willis, Woodcock, Mr. Speaker. Total 72.

Noes: Erickson, Sheffer. Total 2.

Absent and not voting: Angvick, Arnold (Rosebud), Arnold (Stillwater), Besancon, Burrell, Cooney, Curran, Doran, English (Silver Bow), Freed, Fulsher, Goodwin, Johnson, Jones, Knight, Leavens, Leavitt, Minette, Moss, Moulton, Nagle, Nelson, Nelstead, Sample, Tinsley, Warren, Wickware, Wilson. Total 28.

The printing committee reported as follows:

Helena, Montana, February 22, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 256-224-172-196-242-64-259-306, Sub. 301, Sub 85, Sub 135, Sub. 112 beg leave to report that the same have this date been returned from the Printer correctly printed.

HANLEY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 326: A Bill for an Act entitled: "An Act to appropriate funds for the payment of a deficiency claim of Valley County for advances made to Ben Olson, Sheriff of Valley County, in Glasgow to

Deer Lodge, Montana." Respectfully report as follows: That House Bill No. 326 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 327: A Bill for an Act entitled: "An Act to appropriate money for the refund of overpayment of corporation license tax in the State of Montana." Respectfully report as follows: That House Bill No. 327 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 328: A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claim of National Electric Company for labor and material furnished at State School of Mines at Butte, Montana." Respectfully report as follows: That House Bill No. 328 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 329: A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon project No. 242B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway fund therefor in settlement of said claim upon payment of said warrant." Respectfully report as follows: That House Bill, No. 329 do pass.

REED, Chairman.

On motion of Reed report adopted.

Moved by Flachsenshar, seconded and carried, that House adjourn until tomorrow morning, February twenty-third at 10:00 o'clock.

R. C. BRICKER,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-EIGHTH DAY

House of Representatives
Helena, Montana, February 23, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except the following excused: Curran, Doran, Green, Johnson, English of Silver Bow, Knight, Miller of Lincoln and Moss.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-seventh legislative day find same to be correct.

DARLINTON, Chairman.

On motion of Darlinton report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 23, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 309-225-25-190, Sub. 146 beg leave to report the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 94-267-314-149-183-206-235-265.

GREEN, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 199: A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925. Respectfully report as follows: That House Bill No. 199 do not pass. But that Substitute for House Bill No. 199, introduced by the Committee on Ways and Means: A Bill for an Act entitled: "An Act to amend Sub-Sections (C) Section 1, Section 2, Section 3, Chapter 154, Session Laws of Montana 1923, relating to the regulations of the transportation of persons and property by Motor Vehicles within the State of Montana, by making said Act applicable to common carriers operating within or without the limits or municipal corporations; establishing a prima facie rule or evidence for operators and correcting the language of said original Act." Do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration House Bill No. 324: A Bill for an Act entitled: "An Act to provide for the support of the Government of Montana for the years 1929 and 1931." Respectfully report as follows: That House Bill, No. 324 do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration, House Bill No. 278, being a Bill for an Act entitled: "An Act to amend Section 3882 of the Revised Codes of Montana of 1921 relating to Public Utilities, defining same and placing same under the supervision, regulation and control of the Public Service Commission of Montana." Respectfully report as follows: That House Bill No. 278 Do Pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Ways and Means having had under consideration House Bill No. 210, being a Bill for an Act entitled: "An Act defining natural gas utilities declaring that all such utilities are affected with a public interest and placing same under the supervision, jurisdiction, control and regulation of the Public Service Commission of Montana and subject to the provisions of Chapter 260, Part 111, political code, Revised Codes of Montana of 1921, and all Laws relating to Public Utilities." Respectfully report as follows: That House Bill No. 210 do pass.

DUNN, Chairman.

On motion of Dunn report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 212, introduced by Chatham: A Bill for an Act entitled: "An Act to amend Chapter 86 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; prohibiting gambling games, and providing for the playing of certain games for amusement and pastime, and the use of places of business of trade stimulators

upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof." Respectfully report as follows: That House Bill No. 212 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on State Institutions, Public Buildings and Grounds, having had under consideration, House Bill No. 295, introduced by Fairgrieve, by request: A Bill for an Act entitled: "An Act to amend Section 12288 and 12291 of the Revised Codes of 1921, providing for probation officers, their appointment, salaries and duties, procedure on criminal complaints against minors and the institutions to which juvenile delinquents may be committed and providing for their commitment to individuals holding the same religious belief as the juvenile delinquents." Respectfully report as follows: That House Bill, No. 295 do pass.

ARNOLD of Stillwater, Chairman.

On motion of Arnold report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your committee on Engrossing beg leave to report the following bills correctly engrossed: 35-148-162-204-228-238-241-272-277-283-310-311-313.

THORBURN, Vice-Chairman.

Report adopted.

CONSIDERATION OF MESSAGES FROM SENATE

The following communications were received from the Senate:

Helena, Montana, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, passed, title and history agreed to, and are herewith transmitted to the House for concurrence. S. B. No. 30, S. B. No. 28, S. B. No. 62, S. B. No. 68, S. B. No. 86, S. B. No. 41, S. B. No. 66, S. B. No. 84, S. B. No. 81, S. B. No. 38, S. J. M. No. 3, S. B. No. 34, S. B. No. 102, S. B. No. 31, S. J. M. No. 8.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to committees:

- H. B. No. 102—Committee on Judiciary.
- H. B. No. 113—Committee on Fish and Game.
- H. B. 128—Committee on Judiciary.
- H. B. 155—Committee on Judiciary.
- H. B. 195—Committee on Counties and Towns.
- H. B. 202—Committee on Roads and Highways.
- H. B. 226—Committee on Counties and Towns.
- H. B. 230—Committee on Roads and Highways.
- H. B. 101—Committee on Public Lands.
- H. B. 144—Committee on Banks and Banking.
- H. B. 145—Committee on Judiciary.
- H. B. 175—Committee on Judiciary.
- H. B. 213—Committee on Counties and Towns.
- H. J. R. 3—Committee on Education.

H. J. R. 4—Committee on Roads and Highways.

H. J. M. 5—Committee on Federal Relations.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: S. B. No. 132, by Kemis: Recommend same do pass.

Committee on Judiciary: S. B. No. 98, by Pauline: Recommend same do not pass.

Committee on Judiciary: S. B. No. 101, by Wuerthner: Recommend same do not pass.

Committee on Judiciary: S. B. No. 99, by Ruffcorn (by request): Recommend same do not pass.

Committee on Counties and Towns: S. B. No. 127, by Staggs: Recommend same do not pass.

Committee on Irrigation and Water Rights: H. B. No. 99, by Dellwo: Recommend same be concurred in.

Committee on Irrigation and Water Rights: H. B. No. 168, by Committee on Irrigation and Water Rights: Recommend same be concurred in.

Committee on Oil and Leases: S. B. No. 111, by Hagerty and Larson: Without recommendation.

Committee on Public Lands: H. B. No. 48 by Committee on State Lands: Recommend same be concurred in.

Committee on New Counties and Divisions: S. B. No. 77, by Survant: Without recommendation.

Committee on Stockgrowing and Grazing: S. B. No. 128, by McQuitty: Recommend same be amended by striking out in Line 14 the words "in double" and substituting in lieu thereof the words "in an amount equal to"; and as so amended, recommend same do pass.

Committee on Roads and Highways: H. B. No. 124, by Bretzke and Darlinton: Recommend same be amended in Section 1 by inserting after the word "such" in Line 5 of the printed bill the following: "for the county surveyor if he be the officer in charge of roads and bridges." Further amend in Line 6 by striking out the word "forthwith" after the word "must." Further amend in Line 7 by inserting after the word "commissioners," the words "or the county surveyor, if he be the officer in charge of roads and bridges." And recommend that same be concurred in as amended.

Committee on Finance and Claims: S. J. R. No. 3, by Cowan, Survant, Kennedy, Dowlin, Eaton, Plank and Johnson: Recommend same be amended in Section 4 by adding after the word "reports" a comma instead of a period, and the words "and in case of death or resignation of any member of the Committee the said Committee shall have the right to fill the vacancy existing therein." And as so amended, recommend same do pass.

Committee on Roads and Highways: H. B. No. 104, by Miller of Fergus and Moulton: Recommend same be amended in Section 1 by inserting after the figures "1927" in line 16 of Page 3 of the bill, being Line 14 of subdivision 11 of Section 1 of the original bill, the following, "nor the provisions of the act or acts of the 21st Legislative Assembly amendatory of said Chapter 102 of the laws of the 21st Legislative Assembly of the State of Montana." And as so amended, recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 119, by Miller of Fergus and Moulton: Recommend same be amended in Line 3 of the printed bill, being Line 13 of the original bill, after the word "property" by inserting

the following words: "and the title to which has not been required by tax deed or conveyance as provided in Section 2235 of the Revised Codes of Montana, 1921, as amended by Chapter 85 of the laws of the Twentieth Legislative Assembly," and as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 44 be amended by striking out all of Sections 5 and 6, and as so amended, recommend same do pass.

That consideration of Senate Substitute for S. B. No. 15 be passed for the day.

That consideration of S. B. No. 87 be passed for the day.

That S. B. No. 118 do pass.

That S. B. No. 133 do pass.

That S. B. No. 114 do pass.

That S. B. No. 134 do pass.

That S. B. No. 140 do pass.

That S. B. No. 51 be amended in Section 2 by striking out in Line 29 the following words "for all purposes thereafter" and as so amended, recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: reports adopted.

Committee on Constitutional Amendments: S. B. No. 94, by Eaton: Recommended that same do not pass. On motion, ordered printed.

Committee on Constitutional Amendments: S. B. No. 96, by Eaton: Recommend same do not pass.

Committee on Constitutional Amendments: S. B. No. 70, by Pauline: Recommend same do not pass.

Committee on Judiciary: S. B. No. 124, by Larson and Campbell of Missoula: Recommend same do pass.

Committee on Judiciary: S. B. No. 141, by Cooper: Recommend same do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Banks and Banking this day, having had under consideration S. B. No. 106, by Schnitzler and Wuerthner, recommend that same do not pass, but that Substitute for S. B. No. 106 do pass, report adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in, and are herewith returned to the House.

H. B. No. 89, by Appropriations Committee.

H. B. No. 95, by Appropriations Committee.

Sub. for H. B. No. 34, by Committee on Revenue and Taxation.

H. B. No. 80, by Appropriations Committee.

H. B. No. 88, by Appropriations Committee.

H. B. No. 98, by Appropriations Committee.

Sub. for H. B. No. 53, by Committee on Fish and Game.

H. B. No. 72, by Leavitt and Simpson.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 4 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Senate Committee on Education Amendments:

Amend in Line 27 by striking out the word "three" and inserting in lieu thereof the word "two."

Amend in Line 28, by striking out the number "3" and inserting in lieu thereof the number "2".

Senate Committee of the Whole Amendment:

Amend in Line 13 by striking out the word "two" and inserting in lieu thereof the word three."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 5 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendment:

Senate Committee on Education Amendment:

Amend by striking therefrom the Senate Committee on Taxation amendment, and by striking from the original bill all of Lines 24 to 30 inclusive and inserting in lieu thereof the following:

"Up to and inclusive of seven mills the entire proceeds of the levy shall be apportioned as heretofore provided by law except as hereinafter provided. If the total enrollment in the county high school, as of October first, is less than fifty per cent of the total high school enrollment in said county, the county high school board may, if said tax exceeds six mills, direct that the proceeds of any additional millage be used for the support of the county high school alone."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 59 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Senate Committee on Fish and Game Amendment: Amend by striking out in the original bill, Line 5, after the word "begin," the words "November 1 and end December 1", and insert in lieu thereof the words "October 15th and end November 23rd."

Senate Committee of the Whole Amendment: Amend by striking out words and figures "November 23rd" of Committee Amendment, and inserting in lieu thereof the words and figures "December 1st."

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 16 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Senate Committee on Judiciary Amendment: Amend Section 1 by striking out the comma after the word "paid" in Line 11 of Page 2 of the typewritten bill and inserting in lieu thereof a period.

Further amend Section 1 by striking all of the rest of said section after the word "paid" in Line 11 of Page 2 of the typewritten bill.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 28 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments.

Senate Committee on Judiciary, Amendments to H. B. No. 28, by Committee on State Lands: Amend Section 1 by adding after the word "land" in Line 23 of the typewritten bill, the words "or affecting any of the provisions of said lease." Also amend Section 1 by striking all of said section after the period in Line 23 of the typewritten bill.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 84 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Senate Committee on Elections and Privileges: Amend by striking out in Line 31, Page 2, of the original bill, the words "nor more than two weeks."

Senate Committee of the Whole Amendment: Amend in Section 1 by striking out in Line 31, Page 2, original bill, or in Line 43 of the printed bill, the word "ten" and inserting in lieu thereof the word "fifteen."

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 105 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments.

Senate Committee of the Whole Amendment to H. B. No. 105: Amend Section 1 by striking out in Line 7 of printed bill the word "four" and inserting in lieu thereof the word "three."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 22, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 11 was this day read three several times, concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Senate Committee of the Whole Amendments: Amend in Section 9 by striking out in Line 6, the words "Governor is" and inserting in lieu thereof the words "State Board of Examiners are."

Also amend in Section 10 by inserting after the word "delay" in Line 3, the words "on the most approved fireproof system."

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate bills were this day introduced in the House, read first and second times by title only (except S. J. M. No. 3 and S. J. M. No. 8 which were read at length) and referred to committees:

S. B. No. 28, by Cowan: A Bill for an Act entitled: "An Act to amend Section 4874 of the Revised Codes of Montana of 1921 as amended by Chapter 82 of the Laws of the 18th Legislative Assembly, and to Empower the duly elected and qualified County Commissioners of the State of Montana to appoint Special Deputy Sheriffs in any Incorporated or Unincorporated Town or Village within their jurisdiction whenever in the judgment of said County Commissioners an emergency arises or exists and providing that the Sheriffs of the several counties shall mail papers and process to such Special Deputies for service; and empowering Boards of County Commissioners to allow an additional number of Deputy County Officers than the maximum fixed by law." Committee on Townships and Counties.

S. B. No. 30, by Goodman: A Bill for an Act entitled: "An Act to amend Section 1271 of the Revised Codes of Montana 1921 as amended by Chapter 27 of the Eighteenth Session Laws of the Legislative Assembly relating to the Powers and Duties of Boards of Trustees of County High Schools." Committee on Education.

S. B. No. 31, by Higbie: A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 89 of the Laws of the Eighteenth Legislative Assembly and as further amended by Chapter 137 of the Laws of the Nineteenth Legislative Assembly and by Chapter 134 of the Laws of the Twentieth Legislative Assembly, relating to the deposit of county, city, and town funds." Committee on Townships and Counties.

S. B. No. 34, by Ruffcorn, Holton, Cowan and Plank: A Bill for an Act entitled: "An Act to amend Section 25 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to and concerning the annual rental charges for state lands, and their method of determination." Committee on State Lands.

S. B. No. 38, by McCormick: A Bill for an Act entitled: "An Act to amend Section 1760 of the Revised Codes of Montana of 1921, as Amended by Chapter 107 of the Laws of 1923 and by Chapter 88 of the Laws of 1927, relating to registration fees for motor vehicles, trailers, semi-trailers, and dealers in motor vehicles for automobile accessories." Committee on Highways.

S. B. No. 41 by Finance and Claims Committee: "An Act authorizing the State Board of Examiners to issue and dispose of 'refunding capitol building bonds' to the amount of five hundred and thirty five thousand dollars, for the purpose of refunding the 'second' and third issue 'Capitol Building Bonds of the State of Montana:' to provide for the payment of interest and principal, and create a sinking fund and the investment thereof." Committee on Appropriations.

S. Sub. No. 62 by Duncan: A Bill for an Act entitled: "An Act regulating the slaughtering of meat cattle and the selling of the meat and the by-products thereof. Defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides, and meats, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

S. B. No. 66, by Walker: A Bill for an Act entitled: "An Act to amend Section 6708 of the Revised Codes of Montana, 1921, by providing that leases or grants of any town or city lot for a period not longer than fifty years shall be valid. Committee on Affairs of Cities.

S. B. No. 68, by Parkin and Thien: A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term real estate broker." Committee on Judiciary.

S. B. No. 81, by Finance and Claims Committee: A Bill for an Act entitled: "An Act to provide for the transfer of accumulated, unidentified and unclassified cash items in the office of the State Treasurer to the General Fund of the State of Montana and authorizing the State Treasurer to transfer the same when accumulated." Committee on Appropriations.

S. B. No. 84, by Duncan and Stewart: A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court." Committee on Judiciary.

S. B. No. 86, by Judiciary Committee: A Bill for an Act entitled: "An Act to amend Section 9745 of the Revised Codes of Montana of 1921 relating to appeals to Supreme Court and record thereon other than orders for new trials." Committee on Judiciary.

S. B. No. 102, by Donovan: A Bill for an Act entitled: "An Act to amend Section 1632 of the Revised Codes of Montana of 1921, relating to inspection of highways and construction work by Boards of County Commissioners and compensation therefor." Committee on Townships and Counties.

S. J. M. No. 3 by Pauline: A Memorial to the Congress of the United States calling attention to the inadequacy of our present course of study in our public grade schools and the need for a standard course of study which will more nearly fill the needs of every day life." Committee on Education.

S. J. M. No. 8, by Campbell of Missoula: Memorial to the Congress of the United States of America directing attention of the great need for authorizing the appropriation of adequate moneys for the construction and maintenance of fire lanes, telephone lines, roads and trails and other improvements necessary for the prevention of fires on the forested areas of Montana, and for the construction of stock driveways, stock-watering places and other similar improvements desirable for range management. Committee on Federal Relations.

SENATE JOINT MEMORIAL NO. 3

By Pauline

A Memorial to the Congress of the United States calling attention to the inadequacy of our present course of study in our public grade and high schools, and the need for a standard course of study which will more nearly fill the needs of every day life."

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

WHEREAS, it is a recognized fact among educators of the United States that the present course of study pursued by students in our public grade and high schools does not fit the student carrying on the ordinary vocations of life but to a great extent is intended as preparatory only for further study in higher education institutions; and,

WHEREAS, many of our students are unable for various reasons to attend these higher educational institutions and are thus unable to obtain a practical education; and,

WHEREAS, the Federal Bureau of Education at Washington, D. C., has in its various departments valuable information, and facilities for securing further information, regarding the needs of improving the course of study in the public grades and high schools so as to make it more fitted to the needs of the present generation;

THEREFORE BE IT RESOLVED, by the Twenty-first Legislative Assembly of the State of Montana that our present educational needs require the adoption of a standard course of study in the minimum essentials, also the extension of the Smith-Hughes vocational Educational program in the United States and that Congress be respectfully memorialized and petitioned, and it is hereby memorialized and petitioned to provide by an Act of Congress for the adoption of a standard course of study for use in the public grade and high schools of this country, which will meet the present day requirements and that said course of study shall be prepared and prescribed by the Federal Bureau of Education or by a commission selected by the Commissioners of Education of Federal Bureau of Education and that text books necessary to carry said course into effect be printed at the government printery at Washington, D. C., and sold to the different states at cost.

SENATE JOINT MEMORIAL NO. 8

By Campbell of Missoula

Memorial to the Congress of the United States of America directing attention to the great need for authorizing the appropriation of adequate moneys for the construction and maintenance of fire lanes, telephone lines, roads and trails and other improvements necessary for the prevention of fires on the forested areas of Montana, and for the construction of stock driveways, stock-watering places and other similar improvements desirable for range management.

To the Honorable Senate and House of Representatives of the United States of America:

Your Memorialists, the members of the Twenty-first Legislative Assembly of the State of Montana, the Senate and House concurring, respectfully represent that:

Whereas, the protection of the large quantity of growing timber on the lands of the United States lying within the State of Montana is of great importance to the people of the State because of its economic value, and

Whereas, forest fires destroy more timber crops than any other destructive agency, and

Whereas, the immediate construction of adequate fire lanes, telephone lines, lookout houses, trails and other improvements is necessary on such timbered areas for effective control and suppression of forest fires. and

Whereas, great benefit will accrue to the livestock industry of the state by the construction upon grazing lands within the National Forests, of adequate stock driveways, drift and division fences, corrals, bridges, stock-watering places, and the extermination of predatory animals and the eradication of poisonous plants, and

Whereas, House Bill No. 16078, introduced on January 9, 1929, in the 70th Congress, by Representative Englebright, authorizes to be appropri-

ated for the aforesaid purposes \$4,500,000 for the fiscal year 1931; \$4,500,000 for the fiscal year 1932; \$4,200,000 for the fiscal year 1933; and \$4,000,000 for each subsequent fiscal year thereafter.
Therefore

Be It Resolved, by the Twenty-first Legislative Assembly of Montana that the Congress of the United States is hereby respectfully urged to make the appropriation specified above and for the purposes herein set forth.

The following House Bills were this day introduced, read first and second time by title only (except H. B. No. 330, read first time by title and second time at length) and referred to committees:

Substitute for H. B. No. 199. Introduced by Committee on Ways and Means. A Bill for an Act entitled: "An Act to amend Subdivisions (c) Section 1, Section 2, Section 3, Chapter 154, Session Laws of Montana 1923, relating to the regulations of the transportation of persons and property by motor vehicles within the State of Montana, by making said Act applicable to common carriers operating within or without the limits of municipal corporations, establishing a prima facie rule of evidence for operators and correcting the language of said original Act." Referred to Printing Committee.

Sub. for House Bill No. 290, By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act providing for an Administrative Board consisting of the members of the Railroad Commission to act as ex-officio members of said Administrative Board without additional compensation; providing for a seal for said Board; prescribing the duties of said Board; providing for the operation and carrying out by said Board of the provisions of law relating to oil inspection; gasoline inspection; the collection and inspection of oil producers license tax; collection and inspection of gasoline tax distributors and dealers and the making and authorizing refunds therefrom; the regulation of production of oil and gas; the regulation and collection of fees of real estate brokers; inspections under the division of the auto theft relating to failure to procure auto licenses; the supervision and collection of fees of the Department of Scale testing; the inspection and collection of fees of powder magazines; all of the duties now imposed upon certain offices and departments as hereinbefore mentioned are transferred to the Administrative Board; the abolition of offices in the above mentioned boards that specifically carry out the duties herein transferred; providing for the organization of the State into districts for the purpose of economizing in the operations of the above boards; providing for certain revolving funds." Printing Committee.

Substitute H. B. No. 291. Introduced by Committee on State Boards and Officers. A Bill for an Act entitled: "An Act creating a department of publicity and immigration, defining its powers and duties, designating a director of publicity and immigration as chief executive officers of said department and defining his compensation, powers and duties; providing for the transfer of duties of respective officers herein mentioned to the director of publicity and immigration; providing for the abolition of certain officers in connection with the provisions of this Act; providing for the establishment of revolving funds; repealing Section 1582, sub-sections 3 and 11 of Section 3561 of the Revised Codes of Montana, Section 3565 of the revised Codes of Montana, Sections 3638 to 3643 inclusive of the Revised Codes of Montana of 1921 and repealing all other Acts and parts of Acts in conflict herewith." Printing Committee.

H. B. No. 330, by Appropriations Committee: A Bill for an Act entitled: "An Act to reallocate certain appropriations for State Offices, boards and institutions made by the Twentieth Legislative Assembly for the biennium ending June 30, 1929; it having been determined that, while sufficient money had been appropriated in total, the allotments were not in accord with the requirements." Committee on Appropriations. (Read first time by title and second time at length).

THIRD READING OF HOUSE BILLS

H. B. No. 94, introduced by Committee on Highways, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chatham, Clausen, Cooney, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, Freed, George, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Kruse, Leavitt, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Rigg, Roll, Ross, Salyerds, Shepard, Ueland, Waite, Wickware, Willard, Willis, Mr. Speaker, Wilson. Total 64.

Noes: Angvick, Arnold (Rosebud), Burrell, Chapman, Dellwo, Fulsher, Goodwin, Gordon, Hagestad, Lewis, Minette, Monaghan, Rolph, Sample, Sheffer, Tinsley, Warren, Woodcock. Total 19.

Absent and not voting: Benjamin, Curran, English (Silver Bow), Green, Johnson, Jones, Knight, Leavens, Logan, Metlen, Miller (Lincoln), Moss, O'Day, Renwick, Ryder, Simpson, Steeves, Sullivan, Thorburn. Total 19.

H. B. No. 149, introduced by Johnson, Nelstead, Merritt and Fairgrieve, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Rigg, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Steeves, Thorburn, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Arnold (Rosebud), Dellwo, Fulsher, Metlen, Minette, O'Day, Sullivan, Tinsley, Warren. Total 9.

Absent and not voting: Benjamin, Brown (Cascade), Curran, Doran, Dougherty, English (Silver Bow), Freed, Green, Jameson, Jensen, Johnson, Jones, Knight, Leavens, Miller (Lincoln), Moss, Nagle, Renwick, Rolph, Simpson, Willis. Total 21.

H. B. No. 183, introduced by Hodgskiss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Dougherty, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Chatham, Curran, Doran, Ekegren, English (Silver Bow), Green, Henderson, Johnson, Jones, Knight, Monaghan, Miller (Fergus), Moss, Nagle, Nelson, O'Day, Reed, Rolph, Willis. Total 21.

On request of Flachsenhar, Benjamin excused.

H. B. No. 206, introduced by Marshall and Dougherty, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Cooney, Darlinton, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Waite, Wickware, Willard, Wilson, Mr. Speaker. Total 62.

Noes: Arnold (Rosebud), Brown (Cascade), Chatham, Clausen, Dean, Dellwo, Fulsher, Goodwin, Hanley, Jensen, Kruse, Minette, Monoghan, Moulton, Murphy, O'Day, Roll, Simpson, Steeves, Thorburn, Tinsley, Warren, Willis, Woodcock. Total 24.

Absent and not voting: Benjamin, Chapman, Doran, English (Silver Bow), George, Gordon, Green, Knight, Merritt, Miller (Lincoln), Moss, Nagle, Nelson, Jones, Johnson, Curran. Total 16.

H. B. No. 235, introduced by Committee on Highways, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Darlinton, Dean, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Woodcock, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total ayes 84.

Noes: Ekegren. (Total noes 1).

Absent and not voting: Benjamin, Besancon, Cooney, Curran, Doran, English (Silver Bow), Green, Johnson, Jones, Knight, Leavens, Miller (Lincoln), Moss, Murphy, Nagle, O'Day, Sheffer. (Total absent and not voting 17).

H. B. No. 265, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. (Total ayes 87).

Noes: None.

Absent and not voting: Benjamin, Chatham, Curran, Doran, English (Silver Bow), Green, Hagestad, Johnson, Knight, Miller (Lincoln), Moss, Murphy, Nagle, Pauly, Rolph. (Total absent and not voting 15).

H. B. No. 267, introduced by Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monoghan, Miller (Fergus), Nagle, Nelson, Parker, Pauly, Purnell, Reed, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. (Total ayes 79).

Noes: None.

Absent and not voting: Angvick, Benjamin, Buck, Curran, Darlington, Doran, English (Silver Bow), Freed, Green, Johnson, Knight, Kruse, Merritt, Miller (Lincoln), Moss, Moulton, Murphy, Nelstead, Nicholson, O'Day, Renwick, Rolph, Willis. (Total absent and not voting 23.)

H. B. No. 314, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Nelstead, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. (Total ayes 80).

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Chatham, Curran, Doran, Ekegren, English (Silver Bow), Freed, Green, Johnson, Kinville, Knight, Lewis, Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, Purnell, Willis. (Total 22.)

H. B. No. 35, introduced by Rigg, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. (Total ayes 77).

Noes: Burrell, Sheffer. (Total noes 2).

Absent and not voting: Barry, Benjamin, Besancon, Chatham, Clausen, Curran, Doran, English (Deer Lodge), English (Silver Bow), Erickson, Green, Hagestad, Jensen, Johnson, Knight, Miller (Lincoln), Moss, Murphy, Nagle, Rolph, Salyerds, Sample, Waite. (Total 23.)

H. B. No. 148, introduced by Johnson, Nelstead, Merritt, Fairgrieve having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Dean, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavitt, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Curran, Darlington, Doran, English (Silver Bow), Erickson, Freed, Goodwin, Green, Johnson, Knight, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Rigg, Salyerds. Total 19.

H. B. No. 162, introduced by Bretzke, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Flachsenhar, Fulsher, George, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Goodwin, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Benjamin, Cooney, Curran, Doran, Dunn, English (Silver Bow), Erickson, Fairgrieve, Freed, Green, Hanley, Johnson, Knight, Manning, Minette, Monaghan, Miller (Lincoln), Moss, Nagle, Nelson, Reed, Roll, Salyerds, Willard, Willis. Total 26.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 286, introduced by Leavitt, by request: A Bill for an Act entitled: "An Act providing for the establishment and maintenance and operation of a Central Accounting Department and Centralized Accounting System for the State of Montana and all its officers, departments, bureaus, institutions, boards, commissions, and agencies; providing for appointment of a State Accountant as head of such centralized accounting department in connection with the establishment, maintenance and operation of such department and system." Respectfully report as follows: That House Bill No. 286 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 276, introduced by Shepard: A Bill for an Act entitled: "An Act to amend Section 156 of the Revised Codes of the State of Montana of 1921, relating to the powers and duties of the State Auditor, so as to empower the State Auditor to prescribe the system of accounting and empowering of all officers and agencies of the State; to amend subdivision 2 of Section 210 of the Revised Codes of Montana, 1921, as amended by Chapter 78 of the Laws of Montana for 1923, relating to the

powers and duties of the State Examiner; and to repeal subdivision 2 of Section 306 of the Revised Codes of Montana, 1921, relating to the powers and duties of the State Accountant." Respectfully report as follows: That House Bill No. 276 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on State Boards and Officers having had under consideration H. B. 291: A Bill for an Act entitled: "An Act creating a Department of Publicity and Immigration, defining its powers and duties, designating a director of publicity and immigration as chief executive officer of said department, and defining his compensation, powers and duties; repealing the following Acts and parts of Acts of the laws of Montana, and all Acts and parts of Acts in conflict herewith; paragraphs 3 and 11 of Section 3561 and Section 3565 of the Revised Codes of 1921; Sections 3638 to 3644 inclusive, and Section 3648 of the Revised Codes of 1921; Section 4056 of the Revised Codes of 1921 as amended by Chapter 40 of the Laws of the 19th Legislative Assembly. Respectfully report as follows: That House Bill No. 291 do not pass. But that Substitute H. B. 291: A Bill for an Act entitled: "An Act creating a department of publicity and immigration, defining its powers and duties, designating a director of publicity and immigration as chief executive officer of said department and defining his compensation powers and duties, providing for the transfer of duties of respective officers herein mentioned to the director of publicity and immigration; providing for the abolition of certain officers in connection with the provisions of this Act; providing for the establishment of revolving funds; repealing Section 1582, Sub-sections 3 and 11 of Section 3561 of the Revised Codes of Montana Section 3565 of the Revised Codes of Montana, Section 3638 to 3643 inclusive of the Revised Codes of Montana of 1921, and repealing all Acts and parts of Acts in conflict herewith." Do Pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on State Board and Officers having had under consideration, H. B. No. 290: A Bill for an Act entitled: "An Act providing for administrative board consisting of the members of the Railroad Commission to act as ex-officio members of said administrative board and without additional compensation; providing for a seal for said board; prescribing the duties of said board; providing that the operation and carrying out the provisions of law relating to oil inspection, gasoline inspection, oil producers license tax, collection and inspection, gasoline tax of distributors and dealers inspection and collection, and the making of refunds therefrom; the regulation of production of oil and gas; the regulation of real estate brokers; the regulation of motor vehicle licenses, and the supervision of the department of weights and measures shall all be under the supervision of said administrative board: providing for the organization of the State into districts for the purpose of economizing in inspections; transferring all powers relating to the inspection and regulation of the above mentioned boards to the administrative board and repealing all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That H. B. No. 290 do not pass.

But that Substitute for H. B. 290: A Bill for an Act entitled: "An Act providing for an administrative board consisting of the members of the Railroad Commission to act as ex-officio members of said administrative board without additional compensation; providing for a seal for said board; prescribing the duties of said board, providing for the operation and carrying out by said board of the provisions of law relating to oil inspection, gasoline inspection, the collection and inspection of oil producers license tax, collection and inspection of gasoline tax of distributors and dealers and the making and authorizing refunds therefrom; the regulation of production of oil and gas; the regulation and collection of fees of real estate

brokers; inspections under the divisions of the auto theft relating to failure to procure auto licenses; the supervision and collection of fees of the department of scale testing; the inspection and collection of fees of powder magazines; all of the duties now imposed upon certain officers and departments as herein before mentioned are transferred to the administrative board; the abolition of officers in the above mentioned boards that specifically carry out the duties herein transferred; providing for the organization of the State for the purpose of economizing in the operations of the above boards; providing for certain revolving funds. Do pass.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, the majority of your committee on Judiciary having had under consideration House Bill No. 87, introduced by Knight, Besancon, Nagle, Shepard and Jameson: A Bill for an Act entitled: "An Act to create a public corporation to be known as 'The State Bar of Montana'; To provide for its organization, government, membership and powers; to regulate the practice of law in the State of Montana; to provide penalties for the violation of this Act, and to repeal Sections 8937, 8938, 8939, 8942, 8945, 8946, 8947, 8948, 8949, 8950, 8952, 8953, 8955, 8956, 8957, 8959 and 8960 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 87 be amended as follows: Amend Section 9 to read: "Section 9. There is hereby constituted a Board of Governors of the State Bar, which shall consist of one member from each Judicial District of the State of Montana, as they now exist or hereafter may be constituted." In Section 12, in line 1, strike out the word "four" and insert in lieu thereof the word "the." In Section 13, in Line 1, strike out the word "four." Strike out all of Section 14, and renumber Sections to confirm. Insert at the end of Section 17 (renumbered Section 16) the following: "A Majority of the Board shall constitute a quorum at any meeting thereof." Amend Section 29 (renumbered 28) to read: "The rules and regulations adopted by the Board, when approved by the Supreme Court, and by the State Bar at one of its regular meetings, shall be binding upon all members of the State Bar" And that as amended, House Bill No. 87 do pass.

BESANCON,
NAGLE,
ROSS,
SHEPARD,
JAMESON,
PAULY,
KNIGHT,
LEAVENS.

Moved by Leavitt that minority report be adopted. Motion seconded.

Mr. Speaker: We, the minority of your committee on Judiciary having had under consideration, House Bill No. 87, introduced by Knight, Besancon, Nagle, Shepard, and Jameson: A Bill for an Act entitled: "An Act to create a public corporation to be known as 'The State Bar of Montana'; to provide for its organization, government, membership and powers; to regulate the practice of law in the State of Montana; to provide penalties for the violation of this Act, and to repeal Sections 8937, 8938, 8939, 8942, 8945, 8946, 8947, 8948, 8949, 8950, 8952, 8953, 8955, 8956, 8957, 8959 and 8960 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That House Bill No. 87 do not pass.

FLACHSENHAR,
MANNING,
RIGG,
MONOGHAN,
SAMPLE,
LEAVITT.

Substitute motion by Besancon that majority report be adopted. Motion seconded. Division requested on count of standing vote majority report adopted by the following vote: 37 ayes; 29 noes.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar that House Resolve itself into a Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Sample in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate Bill No. 46 Sub. H. B. 85-112-135-281-301, H. B. Nos. 280-64-172, respectfully report as follows: Recommend that Senate Bill No. 46, consideration passed for the day.

Sub. H. B. No. 85 do pass.

Sub. H. B. No. 112, recommend that Sub. H. B. No. 112, be amended as follows: Amend Section 2, by striking out in line 4 the words "and Quarries" and inserting after the word "smelters" a period. Amend Section 2 by inserting in line 10 the word "underground" between the words "in" and "Mines."

That Sub. H. B. No. 112 do pass as amended.

Committee reverted to Sub. 85, for further consideration. Recommend Sub. H. B. No. 85 do pass.

Sub. H. B. No. 135 do pass.

Sub. H. B. No. 281 do pass.

Sub. H. B. No. 301 do pass.

H. B. No. 280, be amended as follows: Amend the title by striking out in line 4 of the title of said printed bill the word "his" and inserting in lieu thereof the word "her"; and by striking the period after the word "qualification" and inserting the words "and a competent and qualified married man to supervise the farm and livestock activities;" Amend Section 1 by striking out all of line 5 after the word "qualified" where it appears the first time and all of lines 6 and 7 of the printed bill and inserting in lieu thereof the words "women whose training in the management of such institutions would make her eligible for such position and who shall have supervision of the institution and inmates thereof and a competent and qualified married man who shall have charge of all farming and livestock activities, said appointments to be subject to the approval of the Governor and the State Board of Education." That H. B. No. 280 do pass as amended.

H. B. No. 64, consideration passed temporarily.

H. B. No. 172 do pass.

SAMPLE, Chairman.

On motion of Sample report adopted.

Moved by Flachsenhar seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION.

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEES

The following report was received from a select committee:

Mr. Speaker: Your Sick Committee begs leave to report that House Resolution No. 7, by Nagle, together with an appropriate floral offering, has been delivered to the Honorable Joseph K. Toole.

We regret to inform the members of the House that Representative Moss is confined to his bed with a very severe attack of quinsy. The inflammation in his throat is so severe that he is neither able to swallow or speak, and the pain is intense.

Representative Doran is confined to his room at the Placer Hotel with a severe attack of the flu. He is under competent medical care and his condition today is somewhat improved, though he is still a very sick man.

Representative Miller of Lincoln is also stricken with a severe attack of the flu and will not be with us before Monday at the very earliest. Flowers have been sent to Messrs. Moss, Doran, and Miller.

The condition of Mrs. Curran, we are glad to report continues steadily to improve.

(Signed)

PAULY,
LUCAS,
FREED,

Sick Committee.

REPORTS OF STANDING COMMITTEES

The Engrossing Committee reported as follows:

February 23, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. 24, Sub 52-66, 132, 163, 187, 194, 208, 209, 239, 244, 247, Sub. for 251-52-53-54, 282, 289.

Report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, House Bill No. 279: A Bill for an Act entitled: "An Act providing for the payment into the public school teachers' permanent fund of ten per cent of all moneys hereafter received into or for the credit of the State Common School Equalization Fund." Respectfully report as follows: That House Bill, No. 279 be printed and placed on General Orders.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Fairs and Expositions having had under consideration House Bill No. 304: A Bill for an Act entitled: "An Act permitting County Commissioners to levy a special tax not to exceed one mill, the proceeds to be used for the Montana State Fair." Respectfully report as follows: That House Bill, No. 304 do not pass.

RENWICK, Chairman.

On motion of Renwick report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 330: A Bill for an Act entitled: "An Act to re-allocate certain appropriations for State Officers, Boards and Institutions made by the Twentieth Legislative Assembly for the biennium ending June 30, 1929; it having been determined that, while sufficient money had been appropriated in total, the allotments were not in accord with the requirements." Respectfully report as follows: That House Bill No. 330 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration, House Bill No. 65, introduced by Leavitt: A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 of the Revised Codes of Montana of 1921 providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon." Respectfully report as follows: That House Bill No. 65 do not pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration House Bill No. 296, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, copartnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business within this state of producing for sale, profit or use the commodity or substance known as "carbon black," to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Respectfully report as follows: That House Bill, No. 296 be amended in Section 2 by inserting the words and figures "one eighth (1-8)" in lieu of the words and figures "one half ($\frac{1}{2}$)" in line 29 of page 1, and that as so amended, said bill do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Federal Relations having had under consideration Senate Joint Memorial No. 8, Memorial to the Congress of the United States of America directing attention to the Great Need for authorizing the appropriation of adequate monies for the construction and maintenance of fire lanes, telephone lines, roads and trails and other improvements necessary for the prevention of fires on the forested areas of Montana, and for the construction of stock driveways, stock watering places and other similar improvements desirable for range management. Respectfully report as follows: That said memorial be concurred in.

BUCK, Chairman.

On motion of Buck report adopted.

Mr. Speaker: We, your committee on Constitutional Amendments having had under consideration House Bill 246: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article 17 of the Constitution of the State of Montana relating to the sale, leasing, and other disposition of State lands." Respectfully report as follows: That said Bill do pass.

RIGG, Chairman.

On motion of Rigg report adopted.

Mr. Speaker: We, your committee on Constitutional Amendments having had under consideration House Bill 207: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 5 of Article XVI of the Constitution of Montana, relating to county officers; providing for the election of certain officers; extending the term of office of certain offices and providing for the filling of vacancies." Respectfully report as follows: That said Bill do not pass.

RIGG, Chairman.

On motion of Rigg report adopted.

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration, House Bill No. 300, introduced by Leavitt: A Bill for an Act entitled: "An Act providing for the change in boundaries of irrigation districts by eliminating therefrom the purpose of platting a townsite or addition thereto, forbidding the platting of a townsite within the boundaries of irrigation districts." Respectfully report as follows: That House Bill No. 300 do not pass.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, House Bill No. 32, introduced by Willard: A Bill for an Act entitled: "An Act for the licensing of drivers of motor vehicles; persons exempted; when the license is suspended or revoked; persons ineligible for licensure; possession of license card; recording of licenses issued; suspended or revoked; expense records providing for collection and distribution of fees; prescribing penalties: Respectfully report as follows: That House Bill No. 32 be amended as follows: That the word "revoked" in the amendment inserted in Line 8 of Section 7 be changed to "discontinued" and that the bill do pass as amended and referred to General Orders without reprinting.

GEORGE, Vice-Chairman.

On motion of George report adopted.

Mr. Speaker: We, the undersigned majority of your committee on Judiciary having had under consideration, House Bill No. 160, introduced by Renwick, Benjamin, Angvick, Henderson, and Arnold: A Bill for an Act entitled: "An Act providing for the creation of a compulsory automobile liability fund and making the State Industrial Accident Board the administrator of such fund and fixing its duties and powers in connection therewith." Respectfully report as follows: That House Bill 160 do not pass.

LEAVITT,
PAULY,
BESANCON,
LEAVENS,
SAMPLE,
ROSS,
FLACHSENHAR,
RIGG,
JAMESON,
NAGLE.

Mr. Speaker: We, the undersigned Minority of your committee on Judiciary having had under consideration, House Bill No. 160, introduced by Renwick, Benjamin, Angvick, Henderson and Arnold: A Bill for an Act entitled: "An Act providing for the creation of a compulsory automobile liability fund and making the State Industrial Accident Board the administrator of such fund and fixing its duties and powers in connection therewith." Respectfully report as follows: That House Bill No. 160 be printed and placed on General Orders.

SHEPARD,
MONOGHAN.

Moved by Leavitt that Majority report be adopted. Moved by Shepard as substitute motion that minority report be adopted. Minority report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate: Moved by Flachsenhar that the communications from the Senate be considered read at length and Journal so show.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, passed, title and history agreed to, and are herewith transmitted to the House for concurrence:

Sub. for S. B. No. 60, by Committee on Counties and Towns.

S. B. No. 73, by Survant (by request).

S. B. No. 90, by Church.

S. B. No. 114, by Porter.

S. B. No. 118, by Goodman.

S. B. No. 134, by J. L. Campbell and Wuerthner.

S. B. No. 140, by Baker.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second times, and referred to committees:

Sub. H. B. No. 164—Committee on Agriculture.

H. B. No. 150—Committee on Roads and Highways.

H. B. No. 173—Committee on Education.

H. B. No. 178—Committee on Counties and Towns.

H. B. No. 192—Committee on Judiciary.

H. B. No. 219—Committee on Public Buildings.

H. B. No. 236—Committee on Finance and Claims.

H. B. No. 261—Committee on Education.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 87 do pass.

That S. B. No. 6 do pass.

That S. B. No. 123 do pass.

That S. B. No. 122 do pass.

That S. B. No. 110 do pass.

That S. B. No. 59 do pass.

That S. B. No. 148 do pass.

That S. B. No. 129 do pass.

That consideration of S. B. No. 121 be passed for the day.

That S. B. No. 107 do pass.

That S. B. No. 92 do not pass.

That H. B. No. 118 be Concurred in.

That consideration of H. B. No. 107 be passed for the day.

That H. B. No. 151 be Concurred in.

That consideration of H. B. No. 96 be passed for the day.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Dairies and Dairying: H. B. No. 170, by Committee on Dairying: Recommend same be concurred in.

Committee on Dairies and Dairying: H. B. No. 232, by Dougherty: Recommend same be concurred in.

Committee on Military Affairs: H. B. No. 79, by Darlinton and Steeves: Recommend same be concurred in.

Committee on Roads and Highways: S. B. No. 40, by Richardson: Recommend same do not pass.

Committee on Roads and Highways: House Bill No. 230, by Salyerds: Recommend same be concurred in.

Committee on Roads and Highways: House Bill No. 202, by Committee on Highways: Recommend same be amended as follows: By striking out in Line 18 after the word "highway" the words "It shall be unlawful to place an advertising sign except on buildings within 100 feet of any right of way, "and as so amended, recommend same do pass.

Committee on Roads and Highways: S. B. No. 10, by Ruffcorn: Recommend same be amended as follows: "Amend title by inserting after the word "Act" in line one of the title the following words "Entitled an Act to amend Section 1 of Chapter 17 Session Laws of 1927." Also amend by inserting just above Line 1 of Section 1 the following: "That Section One of Chapter 17, Session Laws of 1927 be and the same is hereby amended to read as follows," and as so amended, recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Reed requested members of the Appropriation Committee be excused in order to consider H. B. Nos. 331 and 332. Committee Excused.

MOTIONS AND RESOLUTIONS

Moved by Miller of Fergus that Sub. H. B. No. 52-66 be placed at head of the list on Third Reading. Seconded and carried.

THIRD READING OF HOUSE BILLS

Substitute for H. B. No. 52-66, introduced by Committee on Workmen's Compensation having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Johnson, Jones, Kinville, Kruse, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Benjamin, Curran, Doran, Dunn, English (Silver Bow), Green, Jergensen, Knight, Leavens, Leavitt, MacRae, Miller (Lincoln), Moss, Waite. Total 14.

H. B. No. 204, introduced by Mason, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jones, Kinville, Kruse, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Steeves, Thorburn, Tinsley, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold (Stillwater), Curran, Doran, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Freed, Fulsher, Green, Jensen, Jergensen, Johnson, Knight, Leavens, Leavitt, MacRae, Monaghan, Miller (Lincoln), Moss, Ryder, Simpson, Sullivan, Ueland. Total 24.

H. B. No. 228, introduced by English of Silver Bow, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, Doran of Silver Bow, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Flachsenhar, Freed, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Barry, Besancon, Curran, Doran, English (Deer Lodge), English (Silver Bow), Fairgrieve, Fulsher, George, Green, Johnson, Knight, Leavitt, Metlen, Miller (Lincoln), Moss, Reed, Sample, Willis, Goodwin. Total 20.

H. B. No. 238, introduced by Committee on Affairs of Cities, having been read several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Besancon, Buck, Curran, Doran, Ekegren, English (Silver Bow), Green, Jameson, Johnson, Knight, Lucas, Merritt, Miller (Lincoln), Moss, Reed, Rolph, Sample, Waite. Total 18.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bill's correctly enrolled: Sub. H. B. 53, H. B. 72-88-89.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. B. No. 172 and thereupon signed same.

The Speaker gave notice he was about to sign House Bills Nos. 88-89, Sub. H. B. 53 and thereupon signed same.

H. B. No. 241, introduced by Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Clausen, Cooney, Darlington, Dean, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Ballard, Barry, Besancon, Chapman, Curran, Dellwo, Doran, English (Deer Lodge), English (Silver Bow), Green, Jameson, Jergensen, Johnson, Jones, Knight, Lucas, Merritt, Miller (Fergus), Moss, Parker, Pauly, Reed, Sample, Tinsley, Ueland, Steeves. Total 26.

H. B. No. 272, introduced by Committee on Revenue and Taxation having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jegensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Besancon, Chapman, Curran, Doran, Dunn, Ekegren, English (Silver Bow), Freed, Green, Jameson, Jensen, Johnson, Jones, Knight, Lucas, Monaghan, Miller (Lincoln), Moss, Murphy, Pauly, Reed, Sample, Sheffer, Willard, Willis. Total 25.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled. H. B. No. 95.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 95 and thereupon signed same.

H. B. No. 277, introduced by Shepard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Darlington, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: Freed. Total 1.

Absent and not voting: Clausen, Curran, Doran, Ekegren, English (Silver Bow), Fulsher, George, Green, Jameson, Johnson, Jones, Kinville, Knight, Leavitt, Marshall, Metlen, Merritt, Miller (Lincoln), Moss, Reed, Ross, Sheffer, Waite, Willis. Total 24.

Dean of Sanders County excused for the balance of the day.

H. B. No. 283, introduced by Johnson, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Buck, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Metlen, Monaghan, Moulton, Murphy, Nagle, Nelson, Nelstead, Mason, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Roll, Ross, Ryder, Salyerds, Sample, Rolph, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Fairgrieve, Minette, Miller (Fergus), Renwick, Sullivan, Ballard. Total 6.

Absent and not voting: Chatham, Curran, Dean, Doran, English (Silver Bow), Green, Jensen, Johnson, Knight, Leavitt, Lucas, Merritt, Miller (Lincoln), Moss, Rigg, Ross, Warren, Willis. Total 18.

Flachsenhar requested House be on Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first and second times by title only, (Except H. B. No. 331 and H. B. No. 332, which were read first time by title and second time at length) and referred to committee:

Substitute for H. B. No. 297, by Committee on Petroleum, oil and Gas: A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers, and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Railroad Commissioners of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing pen-

alties for the enforcement of this Act; fixing penalties for the violation of this Act; and investing the Board of Railroad Commissioners of the State of Montana with the enforcement and administration thereof; and repealing Chapter 109, Legislative Session Laws, 1927." Printing Committee.

H. B. No. 331, by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the construction and installation of a reservoir and pipe line, repairing of the well and pump and providing hose and equipment for the purpose of a water supply and fire protection at the Deaf and Blind School at Boulder." Committee on Appropriations. (Read first time by title and second time at length).

H. B. No. 332, By Appropriations Committee: A Bill for an Act entitled: An Act prohibiting the raising of salaries by the officers or heads of state departments, bureaus, boards, and institutions and making the officers or heads of departments, boards, bureaus, and institutions liable under their bonds for violation of this Act." Committee on Appropriations.

THIRD READING OF HOUSE BILLS

H. B. No. 310, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Barry, Besancon, Curran, Dean, Dellwo, Doran, Dougherty, English (Silver Bow), George, Green, Jensen, Johnson, Knight, Metlen, Merritt, Miller (Lincoln), Moss, Moulton, Nicholson, Rolph, Sample, Sheffer, Simpson. Total 23.

On request of Flachsenhar House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 332: A Bill for an Act entitled: "An Act prohibiting the raising of salaries by the officers or heads of State Departments, Bureaus, Boards, and institutions and making the officers or heads of departments, boards, bureaus, and institutions liable under their bonds for violation of this Act." Respectfully report as follows: That House Bill No. 332 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Privileges and Elections, having had under consideration H. B. No. 263, by Moulton and O'Day: A Bill for an Act entitled: "An Act to prohibit the employment of a Senator or Representative during the term for which he shall have been elected by any officer, board, department or institution of the State Government." Respectfully report as follows: That H. B. No. 263 do not pass.

PAULY, Vice-Chairman.

On motion of Pauly report adopted. .

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Sample in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 177, H. B. No. 196, H. B. No. 224, H. B. No. 242, H. B. No. 243, H. B. No. 256, H. B. No. 259, respectfully report as follows: Recommend that H. B. No. 177, be amended as follows: Amend title by adding after the word "therefor" in the sixth line the following "creating a board of Trustees, defining its powers." And at the end of such title by adding four new sections thereto to be known as sections 11, 12, 13, 14, and renumber the sections. Do pass as amended.

That H. B. No. 196 do pass.

That H. B. No. 224, be amended as follows: Amend by striking out all of sections 2 and 3.

That H. B. No. 224 do pass as amended.

That H. B. No. 242 do pass.

That H. B. No. 243, that enacting clause be stricken.

That H. B. No. 256 do pass.

SAMPLE, Chairman.

On motion of Sample report adopted.

CONSIDERATION OF GENERAL ORDERS

On motion of Flachsenhar House resolved itself into Committee of the Whole for the Consideration of General Orders, under same rules as previous sitting.

Mr. Sample in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration House Bills Nos. 302, 306, 316, 320 and 64, respectfully report as follows:

That H. B. No. 302, consideration passed for the day.

That H. B. No. 306, do pass.

That H. B. No. 316, be amended as follows: Amend Section one by striking out in line 36 the words "of six years and over" and inserting in lieu thereof the words "and Mothers." Amend Section one by inserting after the line 33 "In addition to the amounts above specified there is hereby appropriated out of the general fund for the use of said Board of Health an amount equal to the fees and earnings of said department." Amend Section 2 by striking out in line 36 the words "of six years and over" and inserting the words "and mothers." Amend Section 2 by inserting after line 33 "In addition to the amounts above specified there is hereby appropriated out of the general fund for the use of said Board of Health an amount equal to the fees and earnings of said department." Do pass as amended.

That H. B. No. 320 do pass.

Reverted to H. B. No. 64, be amended as follows: Amend Section one by inserting in line one of the printed bill after the word and figure "Section 1," the following: That Section 5025 of the Revised Codes of Montana, 1921, be and the same is hereby amended to read as follows: Section 5025. That H. B. No. 64, do pass as amended.

SAMPLE, Chairman.

On motion of Sample report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 311, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Fulsher, George, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rolph, Ross, Ryder, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Buck, Chatham, Curran, Dean, Doran, English (Silver Bow), Fairgrieve, Freed, Goodwin, Gordon, Green, Johnson, Knight, Miller (Lincoln), Moss, Moulton, Nagle, Nelstead, Rigg, Roll, Sheffer, Shepard. Total 22.

H. B. No. 313, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Murphy, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Buck, Chatham, Clausen, Curran, Dean, Doran, English (Silver Bow), Fairgrieve, Freed, Green, Hanley, Jensen, Johnson, Knight, Leavitt, Mason, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, Reed, Roll, Sheffer, Sullivan, Willard, Willis, Woodcock. Total 30.

H. B. No. 132, introduced by Nagle, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Chapman, Clausen, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jensen, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 68.

Absent and not voting: Arnold (Stillwater), Barry, Benjamin, Brown (Cascade), Buck, Burrell, Chatham, Cooney, Curran, Dean, Doran, English (Silver Bow), Freed, Fulsher, Green, Hanley, Jameson, Johnson, Jones, Knight, Merritt, Miller (Lincoln), Moss, Moulton, Murphy, Nelstead, Renwick, Rigg, Roll, Sample, Sheffer, Thorburn, Waite, Warren. Total 34.

Noes: None.

H. B. No. 163, introduced by Bretzke, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Chapman, Clausen, Cooney, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Arnold (Stillwater), Barry, Benjamin, Brown (Cascade), Buck, Burrell, Curran, Darlington, Dean, Doran, Ekegren, English (Silver Bow), Green, Johnson, Jones, Knight, Kruse, MacRae, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Murphy, Renwick, Sample, Thorburn, Waite, Warren. Total 30.

H. B. No. 187, introduced by Committee on Affairs of Cities, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Ballard, Bonine, Bretzke, Brown (Gallatin), Budas, Chapman, Chatham, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jameson, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Rigg, Ross, Ryder, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 59.

Noes: Besancon, Clausen, Cooney, Fairgrieve, Henderson, Jensen, Jergensen, Kruse, MacRae, Monaghan, Purnell, Rolph, Salyerds. Total 13.

Absent and not voting: Anderson, Angvick, Arnold (Stillwater), Barry, Benjamin, Brown (Cascade), Buck, Burrell, Curran, Darlington, Dean, Doran, English (Silver Bow), Green, Johnson, Jones, Knight, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Murphy, O'Day, Renwick, Roll, Sample, Thorburn, Waite, Warren. Total 30.

H. B. No. 194, introduced by Dougherty and Wickware, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Ballard, Bretzke, Brown (Gallatin), Budas, Chapman, Chatham, Cooney, Dougherty, Dunn, English (Deer Lodge), Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Hagestad, Hanley, Henderson, Jameson, Hodgskiss, Jensen, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Purnell, Rigg, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Angvick, Arnold (Stillwater), Barry Benjamin, Besancon, Bonine, Brown (Cascade), Buck, Burrell, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Ekegren, English (Silver Bow), Erickson, Freed, Goodwin, Green, Johnson, Jones, Knight, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Murphy, Renwick, Roll, Sample, Sheffer, Thorburn. Total 35.

H. B. No. 208, introduced by Ross, Hanley and Willard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bretzke, Brown (Gallatin), Chapman, Chatham, Cooney, Dellwo, Dougherty, Ekegren, English (Deed Lodge), Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Renwick, Ross, Ryder, Sheffer, Shepard, Simpson, Sullivan, Rigg, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock. Mr. Speaker. Total 63.

Noes: Anderson, Budas, Erickson, Manning, Monaghan, Purnell, Steeves. Total 7.

Absent and not voting: Arnold (Stillwater), Benjamin, Bonine, Brown (Cascade), Buck, Burrell, Clausen, Curran, Darlington, Dean, Doran, Dunn, English (Silver Bow), Freed, Green, Johnson, Knight, Lewis, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, O'Day, Roll, Rolph, Salyerds, Sample, Thorburn, Warren. Total 32.

H. B. No. 209, introduced by George and Bonine, having been read three times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Besancon, Bonine, Bretzke, Budas, Burrell, Chatham, Chapman, Cooney, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Shepard, Simpson, Steeves, Sullivan, Ueland, Wickware, Willard, Woodcock, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Brown (Gallatin), Buck, Clausen, Curran, Darlington, Dean, Dellwo, Doran, English, (Silver Bow), Freed, Green, Johnson, Knight, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Roll, Salyerds, Sample, Sheffer, Thorburn, Tinsley, Waite, Warren, Willis, Wilson. Total 32.

H. B. No. 239, introduced by Chatham, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Budas, Burrell, Chapman, Chatham, Clausen, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 67.

Noes: Purnell, Wickware. Total 2.

Absent and not voting: Anderson, Angvick, Arnold (Stillwater), Benjamin, Brown (Cascade), Brown (Gallatin), Buck, Cooney, Curran, Darlington, Dean, Dellwo, Doran, English (Silver Bow), Freed, George, Gordon,

Green, Johnson, Knight, Lucas, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Murphy, O'Day, Roll, Sample, Sheffer, Warren. Total 33.

H. B. No. 244, introduced by Hodgskiss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Wilson, Willis, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Besancon, Brown (Cascade), Buck, Curran, Dean, Doran, English (Silver Bow), George, Green, Johnson, Kinville, Knight, Leavitt, Merritt, Miller (Lincoln), Moss, Moulton, Murphy, O'Day, Reed, Sample, Sheffer, Steeves, Warren, Wilson. Total 25.

H. B. No. 247, introduced by Chatham, having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Simpson, Sullivan, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Buck, Curran, Dean, Dellwo, Doran, English (Silver Bow), Green, Johnson, Knight, Kruse, Merritt, Miller (Lincoln), Moss, Moulton, Roll, Sheffer, Steeves, Thorburn, Warren, Wilson. Total 20.

H. B. No. 282, introduced by Dellwo, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Darlinton, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Manning, Metlen, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Sullivan, Thorburn, Ueland, Waite, Wickware, Willard, Woodcock, Mr. Speaker. Total 73.

Noes: Jergensen, Tinsley. Total 2.

Absent and not voting: Angvick, Besancon, Buck, Cooney, Curran, Dean, Dellwo, Doran, Ekegren, English (Silver Bow), Freed, Green, Johnson, Knight, Kruse, Merritt, Miller (Lincoln), Moss, Moulton, O'Day, Roll, Sample, Sheffer, Steeves, Warren, Willis, Wilson. Total 27.

H. B. No. 287, introduced by Leavitt, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade) Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Minette, Monoghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Sample, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr Speaker. Total 78.

Noes: None.

Absent and not voting: Besancon, Chatham, Curran, Dean, Dellwo, Doran, English (Silver Bow), Fairgrieve, Freed, Green, Johnson, Knight, Kruse, Marshall, Merritt, Miller (Lincoln), Moss, Moulton, O'Day, Pauly, Roll, Sheffer, Warren, Willis. Total 24.

H. B. No. 182, introduced by Dairy Committee, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade) Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dougherty, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monoghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Besancon, Buck, Chatham, Curran, Green, Dellwo, Doran, Dunn, English (Deer Lodge), English (Silver Bow), George, Green, Johnson, Kinville, Knight, Kruse, Merritt, Miller (Lincoln), Moss, Moulton, Murphy, O'Day, Pauly, Roll, Sample, Sheffer, Warren, Wilson. Total 28.

H. B. No. 197, introduced by Bretzke, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Barry, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Freed, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Metlen, Minette, Monoghan, Miller (Fergus), Nelson, Nelstead, Parker, Purnell, Reed, Renwick, Rigg, Ross, Ryder, Salyerds, Shepard, Simpson, Sullivan, Ueland, Waite, Willard, Willis, Mr. Speaker. Total 59.

Noes: Arnold (Rosebud), Benjamin, Brown (Gallatin), Burrell, Fulsher, Goodwin, Gordon, Mason, Marshall, Nicholson, Rolph, Sample, Thorburn, Wickware, Woodcock. Total 15.

Absent and not voting: Besancon, Curran, Darlinton, Dean, Dellwo, Doran, English (Silver Bow), Fairgrieve, George, Green, Johnson, Knight, Kruse, Lucas, Merritt, Miller (Lincoln), Moss, Moulton, Murphy, Nagle, O'Day, Pauly, Roll, Sheffer, Steeves, Tinsley, Warren, Wilson. Total 28.

H. B. No. 315, introduced by Nagle having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kin-

ville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Minette, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mason, Mr. Speaker. Total 72.

Noes: Benjamin, Jergensen. Total 2.

Absent and not voting: Besancon, Chatham, Curran, Dean, Dellwo, Doran, English (Silver Bow), Freed, Fulsher, George, Goodwin, Green, Johnson, Knight, Kruse, Merritt, Monaghan, Miller (Lincoln), Moss, Moulton, O'Day, Pauly, Roll, Rolph, Sheffer, Steeves, Warren, Wilson. Total 29.

The Printing Committee reported as follows:

Helena, Montana, February 23, 1929

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 258-260 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

February 23, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 182-197, Sub. 218-315.

THORBURN, Vice-Chairman.

Report adopted.

The Enrolling Committee reported as follows:

February 23, 1929.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. 34-80-98.

JONES, Vice-Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 80-98 and Sub. H. B. No. 34 and thereupon signed same.

Flachsenhar moved the House recess until 8 o'clock this evening. Seconded and carried.

EVENING SESSION

House resumed at 8:00 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Irrigation and Water Rights having had under consideration Senate Bill No. 50 introduced by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 7149 of the Revised Codes of Montana, as amended by Section four of Chapter 125 of the laws of the Nineteenth Legislative Assembly relating to the collection of fees, expenses and compensation of Water Commissioners and the payment of liens therefor and providing for withholding the admeasurement and distribution of water until the payment thereof." Respectfully report as follows: That Senate Bill No. 50 be concurred in.

LILLIS, Chairman.

On motion of Lillis report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 331: A Bill for an Act entitled: "An Act appropriating money for the construction and installation of a reservoir and pipe line, repairing of the well and pump and providing hose and equipment for the purpose of a water supply and fire protection at the Deaf and Blind School at Boulder." Respectfully report as follows: That House Bill No. 331 do pass.

REED, Chairman.

On motion of Reed report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 73-Sub. 86-85-172-240, Sub. 268-270-275-289-298-112-135-217-249-280-281-307-312-217-319.

NELSTEAD, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS.

Sub. H. B. No. 24, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Barry, Besancon, Burrell, Curran, Dean, Doran, English (Silver Bow), Green, Hodgskiss, Jensen, Johnson, Jones, Knight, Metlen, Miller (Lincoln), Moss, Pauly, Rigg, Steeves, Thorburn. Total 20.

Flachsenhar requested the unanimous consent of the House that Sub. H. B. No. 251 to 254, inclusive be placed at the foot of the list of Third Readings for today. There being no objections so ordered.

Sub. H. B. No. 218, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Besancon, Burrell, Chatham, Clausen, Curran, Dean, Doran, English (Silver Bow), Fairgrieve, Freed, George, Green, Hodgskiss, Jensen, Johnson, Knight, Mason, Metlen, Minette, Miller (Lincoln), Moss, Murphy, Pauly, Sample, Tinsley, Waite, Warren. Total 27.

Sub. H. B. No. 85, introduced by Committee on Public Morals, Charities and Reforms, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Dellwo, Dougherty, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, Green, Hanley, Henderson, Jameson, Kruse, Leavens, Lillis, Leavitt, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Nagle, Nelstead, Nicholson, O'Day, Reed, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 52.

Noes: Arnold (Rosebud), Ballard, Barry, Buck, Chatham, Clausen, Cooney, Darlington, Dunn, Ekegren, Freed, George, Goodwin, Hagestad, Jones, Kinville, Lewis, Manning, Merritt, Nelson, Parker, Purnell, Renwick, Ryder, Steeves, Sullivan, Thorburn, Tinsley, Warren, Willis. Total 30.

Absent and not voting: Arnold (Stillwater), Besancon, Burrell, Chapman, Curran, Dean, Doran, English (Silver Bow), Gordon, Hodgskiss, Jensen, Jergensen, Johnson, Knight, Minette, Miller (Lincoln), Moss, Murphy, Pauly, Sample. Total 20.

Sub. H. B. No. 86, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Murphy, Nelson, Nicholson, O'Day, Parker, Rigg, Reed, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Nelstead, Mr. Speaker. Total 71.

Noes: Angvick, Jergensen, Kinville, Lucas, Ryder, Sheffer, Thorburn, Tinsley, Warren. Total 9.

Absent and not voting: Besancon, Burrell, Clausen, Cooney, Curran, Darlington, Doran, English (Silver Bow), Green, Hodgskiss, Jensen, Johnson, Knight, Metlen, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Pauly, Purnell, Willis. Total 22.

Sub. H. B. No. 268, introduced by committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Cooney, Darlington, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Gordon, Hanley, Henderson, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Nicholson, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 57.

Noes: Anderson, Budas, Dellwo, Freed, Fulsher, Goodwin, Hagestad, Jergensen, Parker, Purnell, Ryder, Warren. Total 12.

Absent and not voting: Besancon, Burrell, Chatham, Clausen, Curran, Dean, Doran, English (Silver Bow), Green, Hodgskiss, Johnson, Knight, Lucas, Minette, Miller (Lincoln), Moss, Murphy, O'Day, Pauly, Reed, Rolph, Thorburn, Willis. Total 23.

Sub. H. B. No. 275, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Besancon, Burrell, Curran, Dean, Doran, Dunn, English (Silver Bow), Freed, Green, Jensen, Johnson, Knight, Minette, Miller (Lincoln), Moss, Nagle, Willis. Total 17.

Flachsenhar requested the House be on Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration, H. B. No. 297: A Bill for an Act entitled: "An Act to amend Sections one, seven, nine, ten and eleven of Chapter 109, laws Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufactures, dealers, distributors, purveyors, and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers." Respectfully report as follows: That H. B. No. 297, do not pass, but that Substitute H. B. No. 297 do pass: A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana and fixing fees therefor: requiring all such commodities to meet tests in this Act prescribed and provided: Requiring a bond from dealers in and refiners of gasoline: Providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein: Permitting manufacturers, dealers, and distributors the right to adopt and register a trade name and forbidding infringement thereof, recognizing and clothing the Board of Railroad Commissioners of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act: Fixing penalties for the violation of this Act: and investing the Board of Railroad Commissioners of the State of Montana with the enforcement and administration thereof; and repealing Chapter 109, Legislative Session Laws, 1927."

MOULTON, Chairman.

On motion of Moulton report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 73, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hanley, Hodgskiss, Jameson, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Jergensen, Moulton. Total 2.

Absent and not voting: Angvick, Besancon, Burrell, Curran, Dean, Doran, English (Silver Bow), Freed, Green, Hagestad, Henderson, Jensen, Johnson, Knight, Kruse, Metlen, Miller (Lincoln), Moss, Pauly, Salyerds, Willis. Total 21.

H. B. No. 172, introduced by Metlen, Jameson, Ross, Pauly, and Willard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Chapman, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Freed, Fulsher, George, Metlen, Monaghan, Murphy, Nagle, Nelson, Nicholson, Parker, Renwick, Rigg, Ross, Ryder, Sample, Shepard, Simpson, Steeves, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 49.

Noes: Anderson, Arnold (Stillwater), Ballard, Barry, Budas, Chatham, Clausen, Cooney, Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hodgskiss, Kinville, Leavitt, Lucas, MacRae, Manning, Merritt, Minette, Miller (Fergus), Moulton, Nelstead, O'Day, Purnell, Reed, Roll, Rolph, Salyerds, Sheffer, Sullivan, Thorburn, Tinsley, Willis, Wilson. Total 37.

Absent and not voting: Arnold (Rosebud), Besancon, Brown (Cascade), Burrell, Curran, Dean, Doran, English (Silver Bow), Green, Henderson, Jensen, Johnson, Knight, Miller (Lincoln), Moss, Pauly. Total 16.

H. B. No. 240, introduced by Mason, having been read three several times, title and history agreed to, was rejected by the following vote:

Ayes: Arnold (Rosebud), Ballard, Barry, Bretzke, Brown (Gallatin), Buck, Chatham, Clausen, Cooney, Dellwo, Erickson, Goodwin, Jameson, Kinville, Mason, Merritt, Nagle, Nelstead, Reed, Ryder, Steeves, Sullivan, Thorburn, Tinsley, Wilson, Mr. Speaker. Total 26.

Noes: Anderson, Arnold (Stillwater), Benjamin, Bonine, Brown (Cascade), Budas, Chapman, Darlington, Dunn, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Ueland, Waite, Warren, Wickware, Willard, Woodcock. Total 59.

Absent and not voting: Angvick, Besancon, Burrell, Curran, Dean, Doran, Dougherty, English (Silver Bow), Green, Jensen, Johnson, Knight, Lucas, Miller (Lincoln), Moss, Pauly, Willis. Total 17.

H. B. No. 270, introduced by Angvick, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis,

Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Besancon, Burrell, Curran, Dean, Doran, Dunn, English (Silver Bow), Freed, Green, Jensen, Johnson, Kinville, Knight, Miller (Lincoln), Moss, Pauly, Reed, Thorburn. Total 18.

H. B. No. 289, introduced by Marshall having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Hagestead, Hanley, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rolph, Ross, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Henderson. Total 1.

Absent and not voting: Arnold (Stillwater), Barry, Besancon, Burrell, Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Goodwin, Green, Jensen, Johnson, Kinville, Knight, Mason, Miller (Lincoln), Moss, Moulton, Nagle, Pauly, Rigg, Roll, Ross, Salyerds, Thorburn, Willis. Total 21.

Sub. for H. B. Nos. 251 to 254, introduced by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Besancon, Buck, Burrell, Curran, Dean, Doran, English (Silver Bow), Green, Jensen, Johnson, Kinville, Knight, Miller (Lincoln), Moss, O'Day, Pauly. Total 16.

H. B. No. 298, introduced by Committee on Railroads and Transportation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg,

Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Besancon, Burrell, Curran, Dean, Dellwo, Doran, English (Silver Bow), Freed, Green, Jensen, Johnson, Knight, Miller (Lincoln), Moss, Pauly. Total 15.

H. B. No. 217, introduced by Knight, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellow, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Besancon, Brown (Cascade), Burrell, Curran, Dean, Doran, English (Silver Bow), Green, Hodgskiss, Johnson, Jensen, Knight, Miller (Lincoln), Moss, Thorburn, Willis. Total 16.

H. B. No. 249, introduced by Willis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Cooney, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Merritt, Minette, Monoghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Arnold (Rosebud), Bretzke, Clausen, Jergensen, Kruse, Metlen, Steeves, Tinsley, Warren. Total 9.

Absent and not voting: Besancon, Burrell, Curran, Dean, Doran, English (Silver Bow), Freed, Green, Jameson, Jensen, Johnson, Knight, Mason, Miller (Lincoln), Moss, Pauly, Rolph. Total 17.

H. B. No. 280, introduced by Committee on State Boards and officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monoghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Reed. Total 1.

Absent and not voting: Besancon, Brown (Cascade), Burrell, Curran, Dean, Doran, Dunn, Ekegren, English (Silver Bow), Freed, Fulsher, George, Green, Jensen, Johnson, Jones, Knight, Merritt, Minette, Miller (Lincoln), Moss, Pauly, Willis. Total 23.

H. B. No. 307, introduced by Dougherty, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Lewis, Lillis, MacRae, Marshall, Metlen, Nagle, Nelson, Nelstead, Nicholson, O'Day, Purnell, Roll, Ross, Ryder, Shepard, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 55.

Noes: Brown (Cascade), George, Hanley, Leavens, Leavitt, Logan, Mason, Manning, Monaghan, Miller (Fergus), Moulton, Parker, Renwick, Rigg, Salyerds, Sample, Sheffer, Simpson, Tinsley, Wilson. Total 21.

Absent and not voting: Besancon, Budas, Burrell, Chatham, Curran, Dean, Doran, Ekegren, English (Deer Lodge), English (Silver Bow), Freed, Fulsher, Green, Jensen, Johnson, Knight, Lucas, Merritt, Minette, Miller (Lincoln), Moss, Pauly, Reed, Rolph, Thorburn, Willis. Total 26.

H. B. No. 312, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Sheffer. Total 1.

Absent and not voting: Besancon, Brown (Cascade), Burrell, Curran, Dean, Doran, English (Silver Bow), Freed, Fulsher, Green, Jensen, Johnson, Knight, Leavens, Lillis, Merritt, Miller (Lincoln), Moss, Moulton, Nagle, Pauly, Reed, Willis. Total 23.

H. B. No. 317, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, English (Deer Lodge), Fairgrieve, Flachsenhar, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Manning, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Besancon, Brown (Cascade), Brown (Gallatin), Burrell, Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Erickson, Freed, Fulsher, Gordon, Green, Jensen, Johnson, Knight, MacRae, Mason, Marshall, Minette, Miller (Lincoln), Moss, Pauly, Shepard, Sullivan, Thorburn, Wilson. Total 29.

H. B. No. 319, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Clausen, Cooney, Darlington, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jameson, Jones, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Besancon, Burrell, Chatham, Curran, Dean, Dellwo, Doran, English (Silver Bow), Freed, Fulsher, Green, Henderson, Jensen, Jergensen, Johnson, Kinville, Knight, Kruse, Lewis, Miller (Lincoln), Moss, Murphy, Nelstead, Pauly, Thorburn, Waite. Total 26.

Sub. for H. B. No. 112, introduced by Labor Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 77.

Noes: Merritt. Total 1.

Absent and not voting: Angvick, Besancon, Burrell, Clausen, Curran, Dean, Doran, English (Silver Bow), Freed, Fulsher, George, Green, Hanley, Jensen, Knight, Minette, Miller (Lincoln), Moss, Murphy, Nelstead, Pauly, Ueland, Woodcock. Total 24.

Sub. for H. B. No. 135, introduced by Labor Committee, having been read three several times, title and history agreed to, was rejected by the following vote:

Ayes: Anderson, Arnold (Rosebud), Ballard, Barry, Brown (Gallatin), Buck, Budas, Chapman, Cooney, Dougherty, English (Deer Lodge), Fairgrieve, Flachsenhar, Goodwin, Hanley, Hodgskiss, Jameson, Kinville, Leavitt, Lewis, MacRae, Mason, Marshall, Merritt, Monaghan, Miller (Fergus), Purnell, Reed, Ross, Salyerds, Sheffer, Shepard, Sullivan, Tinsley, Willard, Willis, Mr. Speaker. Total 37.

Noes: Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Cascade), Chatham, Clausen, Dellwo, Erickson, Gordon, Hagestad, Henderson, Jergensen, Jones, Kruse, Leavens, Lillis, Logan, Lucas, Manning, Minette, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Renwick, Roll, Rolph, Ryder, Sample, Simpson, Steeves, Thorburn, Warren, Wickware, Woodcock. Total 39.

Absent and not voting: Angvick, Besancon, Burrell, Curran, Dean, Darlington, Doran, Dunn, Ekegren, English (Silver Bow), Freed, Fulsher, George, Green, Jensen, Johnson, Knight, Metlen, Miller (Lincoln), Moss, Nagle, Pauly, Rigg, Ueland, Waite, Wilson. Total 26.

Sub. for H. B. No. 281, introduced by Committee on Mines and Mining, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Cooney, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Woodcock, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Besancon, Burrell, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, English (Silver Bow), Freed, Fulsher, George, Green, Jameson, Jensen, Johnson, Jones, Knight, Lucas, Merritt, Miller (Lincoln), Moss, Moulton, Pauly, Rigg, Roll, Sample, Willard, Willis, Wilson. Total 33.

There being no objections House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate: Moved by Flachsenhar that the messages from the Senate be considered read at length and Journal so show. Seconded and carried.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 6, by Kemmis.

S. B. No. 59, by McQuitty.

S. B. No. 87, by Campbell of Missoula.

S. B. No. 122, by Committee on Fish and Game.

S. B. No. 123, by Taylor.

S. B. No. 148, by Holt.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to and are herewith returned to the House:

H. B. No. 127, by George.

H. B. No. 115, by Cooney.

Sub. H. B. for H. Bills 67 and 78, by Ueland and Bretzke.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 76 by Bretzke, was this day read three several times, concurred in as amended, and is herewith returned to the House for concurrence in Senate Amendment:

Senate Committee of the Whole Amendment:

Amend in Section 1 by inserting after the word "in" on Line 9, the words "one issue of."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees reported this day as follows, reports adopted:

A majority of committee on Judiciary: S. B. No. 78, by Keeley: Recommend same do not pass.

A minority of committee on Education: S. B. No. 131, by Dowlin: Recommend same be amended by inserting in Line 27 following the word "the" the word "common", and as so amended, recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 105 be amended in Section One by inserting after the word "personal" in Line 5 of the printed bill the following: "of a value in excess of One Hundred Dollars (\$100.00)."

Also in Section One, Line 40, of the printed bill after the word "void" insert the following: "If the property real or personal of which the county has become possessed be of a value of less than One Hundred Dollars (\$100.00) it will be sold in accordance with the provisions of Sub-division 10 of Section 4465 of the Revised Codes of Montana, 1921, and amendments thereto." And as so amended, recommend same do pass.

That consideration of S. B. No. 71 be passed for the day.

That S. B. No. 119 do pass.

That S. B. No. 93 do not pass.

That S. B. No. 128 do pass.

That S. B. No. 74 do pass.

That consideration of S. B. No. 144 be passed for the day.

That consideration of S. B. No. 137 be passed for the day.

That S. J. M. No. 9 do pass.

That S. J. R. No. 2 do pass.

That S. B. No. 132 do pass.

That S. B. No. 111 do pass.

That S. B. No. 92 be amended in Section 4 by striking out in Line 6 on Page 2 the words and figures "\$5.00" and inserting in lieu thereof the words and figures "\$1.00", and as so amended, recommend same do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 23, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted.

Committee on Fish and Game: H. B. No. 113, by Fulsher: Recommend same be amended by inserting the word "Blaine" after the word "Treasure" in Line 30 of the original bill, and as so amended, recommend same be concurred in.

Committee on Elections and Privileges: S. B. No. 95, by Goodman: Recommend same be amended by striking out all of Line 23 in the printed bill, beginning with the word "provided"; all of Lines 24, 25 and 26 to and including the word "whatsoever", and as so amended, recommend same do pass.

Committee on Federal Relations: H. J. M. No. 5, by Ekegren, Budas, Anderson, Dellwo, Wickware, Miller and Angvick: Recommend same be concurred in.

Committee on Roads and Highways: S. B. No. 37, by McCormick: Recommend same be amended as follows:

Amend by striking out in Line 32 on Page 2 of the printed bill of sub-section five of section 1 all of the section following the word "penitentiary."

Strike out in line 12 on Page 3 of sub-section One of Section 2, after the word "vehicles" the words, "or the county treasurer wherein the applicant resides."

Strike out in Line 12 on Page 3 the word "either."

Insert in Line 13, Page 3, after the word "registration" the words "or re-registration."

Strike out in Line 14, Page 3, after the word "him" all the balance of sub-section 7.

Strike out all of sub-section 2, Page 3.

Strike out after the word "and" in Line 68, Page 4 of sub-section 8 of Section 2 the prefix "non" and insert in lieu thereof the prefix "re".

And as so amended, recommend same do pass.

Committee on Sanitary Affairs: S. B. No. 133, by Kemmis: Recommend same be amended as follows: In Line 16 of the printed bill, strike out the words "upon the written orders of" and insert in lieu thereof the word "by", and as so amended, recommend same do pass.

Committee on Roads and Highways: H. J. R. No. 4, by Salyerds: Recommend same be amended by adding a new paragraph in Line 25 of the original bill to read as follows: "At a crossing between Winnett and Malta, Montana."

Committee on New Counties and Divisions: S. B. No. 82, by Shelver: Without recommendation. On motion, ordered printed and placed on General File.

Committee on Fish and Game: S. B. No. 117, by Pauline: Recommend same do not pass.

Committee on Insurance: S. B. No. 120, by Staggs, Dowlin and Mears: Recommend same do pass.

Committee on Insurance: S. B. No. 108, by Parkin: Recommend same do not pass.

Committee on Elections and Privileges: S. B. No. 115, by Schnitzler: Recommend same do not pass.

Committee on Judiciary: S. B. No. 79, by Gustafson: Recommend same do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

The Printing Committee reported as follows:

Helena, Montana, February 23, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 248-299-284 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following Senate Bills were this day introduced, read first and second times by title only and referred to committees:

Sub. S. B. 60, by Committee on Counties and Towns: A Bill for an Act entitled: "An Act authorizing the city or town council to acquire lands by gift, purchase or condemnation, either within or without the corporate limits of the municipality, for athletic fields and civic stadiums and conferring municipal jurisdiction over the same and to set aside for designate portions or tracts of land owned by any municipality for athletic fields and civic stadiums and to construct, maintain and regulate athletic fields and civic stadiums thereon." Committee on Townships and Counties.

S. B. 73, by Survant, by request: A Bill for an Act entitled: "An Act to amend Section 6340 of the Revised Codes of the State of Montana, 1921, relating to medical examination, number of certificates and mortality tables of fraternal benefit societies." Committee on Insurance.

S. B. 90, by Church: A Bill for an Act entitled: "An Act to promote and protect the poultry industry, and for the prevention, control, and extermination of infectious, contagious, and destructive diseases of poultry, and prescribing a penalty for the violation of any of the provisions of this Act." Committee on Agriculture.

S. B. No. 114 by Porter: A Bill for an Act entitled: An Act to amend Section 2234 of the Revised Codes of Montana 1921, relating to the distribution of moneys received on account of redemption when property was sold to the county, and providing for reports by the County Treasurer." Committee on Judiciary.

S. B. 118, by Goodwin: A Bill for an Act entitled: "An Act authorizing counties, cities and towns and assignees of counties, cities and towns, to make application for tax deeds, give notices and submit proof and procure tax deeds for property sold for delinquent taxes in cases where no certificate of sale was made, issued or filed as provided for by law, when the time for redemption has expired." Committee on Judiciary.

S. B. 134, by Campbell and Wuerthner: A Bill for an Act entitled: "An Act amending Section 5228 of the Revised Codes of Montana, 1921, as amended by Chapter 135 of the session laws of the Eighteenth Legislative Assembly of the State of Montana, relating to the cost of improvement on extended improvement districts not fronting streets improved." Committee on Revenue and Taxation.

S. B. 140, by Baker: A Bill for an Act entitled: "An Act authorizing the State Land Board to petition for a protest against the creation of improvement districts within the corporate limits of a city where state land is located within the contemplated districts; providing for the payment by said board of special improvement assessments when such districts are created; and providing that said assessments shall be added to the appraised value of said land." Committee on Revenue and Taxation.

S. B. 6, by Kemmis: A Bill for an Act entitled: "An Act to amend Chapter 98 of the Session Laws of the Eighteenth Legislative Assembly relating to the qualifications of electors entitled to vote upon proposals to create or increase indebtedness of the state, county, city, town, school district or other municipal corporations and relating to official duties concerned therewith." Committee on Privileges and Elections.

S. B. 59, By McQuitty: A Bill for an Act entitled: "An Act to amend Section 970 Revised Codes of Montana, 1921, relating to the abandonment of school districts." Committee on Education.

S. B. 87, by Campbell of Missoula: A Bill for an Act entitled: "An Act to amend Section 11466 of the Revised Codes of Montana, of 1921, relating to malicious injury to railroads, highways and other property, being Chap-

ter 51 defining certain injuries to telephone, telegraph and electric light lines and providing for a penalty for the malicious interference therewith." Committee on Corporations other than Municipal.

S. B. 122, by Committee on Fish and Game: A Bill for an Act entitled: "An Act relating to the acquisition by the United States of lands and waters within the State of Montana for the purpose of creating, developing and maintaining refugees for migratory wild fowl." Committee on Fish and Game.

S. B. 123, by Taylor: A Bill for an Act entitled: "An Act requiring County Treasurers to keep a separate account for each school district maintaining a district high school, or high school classes, showing all moneys received by such school district for the maintenance of such district high school for such high school class or classes." Committee on Education.

S. B. 148, by Holt: A Bill for an Act entitled: "An Act to define and establish the Boundary line between Powder River and Carter Counties." Committee on New Counties and Divisions.

On motion of Flachsenshar, seconded and carried House adjourned until tomorrow February twenty-fourth at 2 p. m.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-NINTH DAY

House of Representatives
February 24, 1929.

House convened at 2:00 p. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Besancon, Curran, Doran, English of Silver Bow, Green, Johnson, Miller of Lincoln and Moss, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty eighth Legislative Day find same to be correct.

Darlington, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 24, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 324, 210-198-160-278-147, Sub. 291, Sub. 199, Sub. 285 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Moved by Erickson that House reconsider Sub. H. B. No. 135. Seconded and Carried. Sub. H. B. No. 135 rereferred to Third Reading.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 135, introduced by Besancon, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Cooney, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge),

Erickson, Fairgrieve, Flachsenhar, Freed, Goodwin, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Nagle, Nelstead, Parker, Pauly, Purnell, Reed, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Sullivan, Ueland, Waite, Willard, Willis, Wilson, Mr. Speaker. Total 61.

Noes: Arnold (Stillwater), Bonine, Brown (Cascade), Chatham, Clausen, Fulsher, Gordon, Hagestad, Jones, Kruse, Leavens, Manning, Minette, Moulton, Murphy, Nicholson, O'Day, Renwick, Roll, Ryder, Simpson, Steeves, Thorburn, Warren, Wickware, Woodcock. Total 26.

Absent and not voting: Besancon, Curran, Dean, Doran, English (Silver Bow), George, Green, Henderson, Johnson, Knight, Lucas, Miller (Lincoln), Moss, Nelson, Tinsley. Total 15.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried that House resolve itself into Committee of the Whole for the consideration of General Orders under the same rules as the previous sitting.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, S. B. No. 46, H. B. No. 302, H. B. No. 32, Sub. H. B. 146, H. B. 190-225-248-250-258-260 respectfully report as follows: Recommend that Senate Bill No. 46, be amended as follows:

Amend Section 1, Subdivision 10, by striking out Lines 41 to 60, the whole of said Subdivision 10, and inserting in lieu thereof the following:

"10. The Board of County Commissioners of the several counties in this state shall have the power to sell any property, real or personal, belonging to the County which is not necessary to the conduct of the county's business, or the preservation of its property. If the property, real or personal, sought to be sold is reasonably of a value in excess of \$100.00, the sale shall be at public auction at the Court House door after fifteen days' previous notice given by publication in a newspaper published in the County, notice to be published once a week for two successive weeks and posted in five public places in the county. The sale shall be for cash, or on such terms as the Board of County Commissioners may approve, provided at least 12½% of the purchase price shall be paid in cash. In all sales of property of a value in excess of \$100.00 there must, before any sale, be an appraisal thereof by three disinterested citizens of the county appointed by a District Judge for that purpose, which appraisal must be made and filed with the County Clerk and Recorder within three months prior to the date of sale, and no sale shall be made for less than 90% of the appraised value of the property. All deferred payments upon the purchase price shall bear interest at the rate of 6% per annum, and shall not extend over a period of more than eight years.

If the property to be sold is reasonably of a value of less than \$100.00 sale thereof may be had at public or private sale as may in the discretion of the County Commissioners appear to be to the best interest of the County. If it be at public sale they shall give notice by posting a notice in five public places in the county at least five days before the date of sale. No title to any property sold under the provisions of this Act shall pass from the County until the purchaser, or his assigns, shall have paid the full amount of the purchase price thereof into the County Treasury for the use and benefit of the county.

Appraisers appointed to appraise property under the provisions of this Act shall be allowed \$5.00 per day for each day necessarily occupied in making such appraisal and their actual expenses." That Senate B. No. 46 be concurred in as amended.

H. B. No. 302, that enacting clause be stricken.

H. B. No. 32, do pass.

Sub. H. B. No. 146, consideration passed temporarily.

H. B. No. 190, do pass.

H. B. No. 225, enacting clause be stricken.

H. B. No. 248, do pass.

H. B. No. 250, do pass.

H. B. No. 258, do pass.

H. B. No. 260, do pass.

Reverted to consideration of S. B. No. 46. That S. B. No. 46, be amended as follows: Amend Section 2 by adding at the end thereof the following: "Provided however that nothing in this Act shall be construed to alter or repeal the provisions of Chapter 102 Laws of the 20th Legislative Assembly of the State of Montana 1927." That S. B. No. 46 be concurred in as amended.

NELSON, Chairman.

On motion of Nelson report adopted.

Moved by Fairgrieve that H. B. No. 225, be reconsidered and placed again on General Orders. Seconded and Carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar House resolve itself into Committee of the whole for the Consideration of General Orders.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 284, 299-309, Sen. Amendments to H. Bills Nos. 4-5-11-16-28-59-76-84-105; Sen. Bill No. 50; S. J. M. No. 8; respectfully report as follows: Recommend that

H. B. No. 284, do pass.

H. B. No. 299, be amended as follows: Amend Section 1 by striking out in line 4 after the word "section" the period and inserting in lieu thereof a comma and changing the capital letter "T" in the following word to a small "t". Amend Section 2 by striking out in line 6 the word "thirty" and inserting in lieu thereof the word "forty." H. B. No. 299, do pass as amended.

Consideration of H. B. No. 309 passed temporarily.

Sen. Amendments to H. Bill No. 4, concurred in.

Sen. Amendments to H. B. No. 5, consideration passed for the day.

Sen. Amendments to H. B. No. 11, be concurred in.

Sen. Amendments to H. B. No. 16, be concurred in.

Sen. Amendments to H. B. No. 28, be not concurred in and that a conference committee be appointed.

Sen. Amendments to H. B. No. 59, be concurred in.

Sen. Amendments to H. B. No. 76, be concurred in.

Sen. Amendments to H. B. No. 84, be concurred in.

Sen. Amendments to H. B. No. 105, be concurred in.

Sen. Bill No. 50, be concurred in.

Sen. Joint Memorial No. 8, be concurred in.

H. B. No. 309 be amended as follows: Amend title by inserting after the word "by" in line 2 thereof the following words "Chapter 21 Laws of the Eighteenth Legislative Assembly and also by"; and also by inserting after figures 84 of line 2 the following words and figures "and Chapter 99". Amend Section 1 by inserting after the figures "1921" the following words "was amended by Chapter 21 Laws of the Eighteenth Legislative Assembly and by Chapter 84 and Chapter 99 Laws of the Nineteenth Legislative Assembly." Consideration of H. B. No. 309 passed for the day.

NELSON, Chairman.

On motion of Nelson report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your committee on Engrossing beg leave to report the following bills correctly engrossed: 64-177-196-242-224-256-259. Sub. 301-316-318.

THORBURN, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 24, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. Sub. 290-279-87-296-295 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Moved by Flachsenhar, seconded and carried, that House recess for thirty minutes.

House resumed at 4:30 p. m.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, that House resolve itself into Committee of the Whole for consideration of General Orders, under rules of previous sitting.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration Sub. H. B. No. 146, H. B. 225 respectfully report as follows: Amend title of Sub. H. B. No. 146 by adding in line 4 after word "Cigarettes" the following words: "or cigarette papers or wrappers." Amend Section 1 by adding in line 3 after the word "cigarettes" the words "Cigarette papers or wrappers." Amend Section 2 by striking out in line 3 the words "examiners of Montana" and inserting in lieu thereof the word "Equalization." Amend Section 2 by adding in line 10 after the word "Cigarettes" the words "or Cigarette papers or wrappers." Add to Section 2 after the word "Tobacco" in line 17 the following paragraph "The word 'papers' shall mean cigarette papers or wrappers for use in rolling tobacco or tobacco substitutes in wrappers for smoking." Amend Section 3 by adding after the word "cigarettes" in line one, "or cigarette papers or wrappers." Amend Section 3 by adding in line 5 after the word "cigarettes" the words "or cigarette papers or wrappers." Amend Section 4 by adding after line 1 the following paragraphs: "On Cigarette paper or wrappers or any papers made or prepared for the purpose of making cigarettes, made up in packages, books or sets, on each such package, book or set containing: a. Fifty (50) papers or less, one-half ($\frac{1}{2}$) cent. b. More than fifty papers but not more than one hundred papers, one cent. c. More than one

hundred papers, one-half cent for each fifty or fractional part thereof. Amend Section 5 by striking all of Section 5 and add in lieu thereof the following: "Section 5. Stamping broken packages. When a package or carton which contains inner individual, taxable packages of cigarettes, cigarette papers, wrappers or tubes, is opened, the stamps provided by this chapter shall be immediately affixed to all of said inner individual, taxable packages. Amend Section 6 A by adding in line one after the word "cigarettes" the words "or cigarette papers or wrappers." Amend Section 7, by adding in line 2, after the word "cigarettes" the words "or cigarette papers or wrappers." Amend Section 11, by adding in lines 1 and 2, after the word "cigarettes" the words "or cigarette papers or wrappers." Amend Section 12, by adding in line 2, after the word "cigarettes," the words "or cigarette papers or wrappers." Amend Section 13 by adding in line 3, after the word "cigarettes," the words "or cigarette papers or wrappers." Amend Section 14 by adding in lines 2 and 5 after the word "cigarettes," the words "or cigarette papers or wrappers." Strike out all of Section 17 and renumber all following sections. Amend Section 22, by adding in line 2 after the word "cigarettes" the words "or cigarette papers or wrappers." Sub. H. B. No. 146 do pass as amended.

H. B. No. 225, consideration passed for the day.

NELSON, Chairman.

On motion of Nelson report adopted.

Flachsenhar moved that House Bills Nos. 316 and 318 be placed at the bottom of the list for Third Reading. Seconded and carried.

Darlington moved that the House reconsider its action on H. B. No. 240, on Third Reading. Seconded and carried. Darlington moved that H. B. No. 240 be taken from Third Reading and placed on General Orders. Seconded and carried.

THIRD READING OF HOUSE BILLS

H. B. No. 64, introduced by Buck and Moss, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Anderson, Benjamin, Besancon, Brown, Chapman, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Minette, Miller (Lincoln), Moss, Thorburn, Tinsley, Waite, Wickware. Total 22.

H. B. No. 177, introduced by Committee on Fairs and Expositions, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan,

Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Besancon, Brown (Gallatin), Cooney, Dean, Doran, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Minette, Miller (Lincoln), Moss, Thorburn, Tinsley. Total 16.

H. B. No. 196, introduced by Flachsenhar, having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Monaghan, Miller, (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Benjamin, Besancon, Brown (Cascade), Brown (Gallatin), Curran, Dean, Doran, Ekegren, English (Silver Bow), Green, Johnson, Knight, Mason, Minette, Miller (Lincoln), Moss, Thorburn, Tinsley. Total 18.

The Speaker announced that Jergensen and Ekegren desired to be excused for the day. There being no objections gentlemen excused.

H. B. No. 224, introduced by Darlinton and Bretzke, having been read three several times, history and title agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Abhent and not voting: Besancon, Brown (Gallatin), Curran, Dean, Doran, Ekegren, English (Silver Bow), George, Green, Jameson, Jergensen, Johnson, Knight, Metlen, Minette, Miller (Lincoln), Moss, Reed, Thorburn, Tinsley. Total 20.

H. B. 242, introduced by Ryder having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy,

Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Besancon, Brown (Gallatin), Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Henderson, Jameson, Jergensen, Johnson, Knight, Metlen, Minette, Miller (Lincoln), Moss, Reed, Rolph, Thorburn, Tinsley. Total 22.

H. B. No. 256, introduced by Sample having been read three several times title and history agreed to was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: Nagle. Total 1.

Absent and not voting: Anderson, Ballard, Besancon, Brown (Cascade), Brown (Gallatin), Curran, Dean, Doran, Ekegren, English (Silver Bow), Green, Jameson, Jergensen, Johnson, Knight, Lillis, Marshall, Metlen, Minette, Miller (Lincoln), Moss, Reed, Thorburn, Willis. Total 24.

H. B. No. 259, introduced by George having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Ballard, Barry, Benjamin, Besancon, Brown (Cascade), Brown (Gallatin), Curran, Dean, Doran, Ekegren, English (Silver Bow), Green, Jameson, Jergensen, Johnson, Kinville, Knight, Metlen, Minette, Miller (Lincoln), Moss, O'Day, Thorburn, Tinsley, Willis. Total 25.

Sub. H. B. No. 301, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick,

Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Marshall, Minette, Miller (Lincoln), Moss, Moulton, O'Day, Thorburn, Tinsley, Waite, Willis. Total 25.

Senate amendments to House Bill No. 4 introduced by Willard, Marshall, Besancon and Shepard having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Benjamin, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Dougherty, Ekegren, English, (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Metlen, Minette, Miller (Lincoln), Moss, O'Day, Sample, Thorburn, Tinsley, Willis. Total 25.

Senate amendments to House Bill No. 11 introduced by Leavens having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Darlinton, Dellwo, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Arnold (Stillwater), Barry, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Cooney, Curran, Dean, Doran, Dougherty, Ekegren, English (Silver Bow), Freed, Green, Hanley, Jergensen, Johnson, Jones, Kinville, Knight, Metlen, Minette, Miller (Lincoln), Moss, Nagle, O'Day, Sample, Sheffer, Steeves, Sullivan, Thorburn, Tinsley, Willis. Total 34.

Senate Amendments to House Bill No. 16, introduced by Leavitt having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Cooney, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Barry, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Clausen, Curran, Darlinton, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Marshall, Merritt, Miller (Lincoln), Moss, Nelson, O'Day, Reed, Ryder, Sample, Sheffer, Tinsley, Willard, Willis. Total 30.

Senate Amendments to House Bill No. 59, introduced by Hodgskiss having been read three several times; title and history agreed to were passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Chapman, Clausen, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Hodgskiss, Jameson, Jones, Kinville, Leavens, Jensen, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Ryder, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 73.

Noes: Henderson, Nelson. Total 2.

Absent and not voting: Barry, Besancon, Brown (Cascade), Chatham, Cooney, Burrell, Curran, Dean, Doran, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Ekegren, Kruse, Merritt, Minette, Miller (Lincoln), Nagle, O'Day, Sample, Thorburn, Tinsley, Willard, Willis. Total 26.

Senate Amendments to House Bill No. 76 introduced by Bretzke having been read three several times title and history agreed to were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Brown (Cascade), Brown, (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jensen, Johnson, Knight, Merritt, Minette, Monaghan, Miller (Lincoln), Nagle, Nelson, O'Day, Sample, Thorburn, Tinsley, Willard, Willis. Total 28.

Senate Amendments to House Bill No. 84 introduced by Parker, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Merritt, Minette, Monaghan,

Miller (Lincoln), Moss, Nagle, Nelson, O'Day, Ross, Sample, Thorburn, Tinsley, Willard, Wilson. Total 27.

Senate Amendments to House Bill No. 105 introduced by Bretzke, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, Mason, Manning, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Angvick, Besancon, Brown (Cascade), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Green, Jergensen, Johnson, Knight, Lewis, MacRae, Marshall, Merritt, Minette, Miller (Lincoln), Moss, Nagle, O'Day, Ryder, Thorburn, Tinsley, Willard, Willis. Total 29.

THIRD READING OF SENATE BILLS

S. B. No. 46, introduced by Committee on Counties and Towns having been read three several times, title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Miller, (Fergus), Moulton, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Goodwin, Green, Jergensen, Johnson, Knight, Minette, Monaghan, Miller (Lincoln), Moss, Murphy, Nagle, O'Day, Salyerds, Thorburn, Tinsley, Willis. Total 28.

Senate Bill No. 50, introduced by Committee on Irrigation and Water Rights having been read three several times title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Benjamin, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Deer Lodge), English (Silver Bow), Green, Jergensen, Johnson, Knight, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Nagle, O'Day, Thorburn, Tinsley, Willard, Willis. Total 26.

Senate Joint Memorial No. 8, introduced by Campbell of Missoula, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Ueland, Waite, Wickware, Wilson, Woodcock, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Angvick, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Doran, Ekegren, English (Silver Bow), Freed, Fulsher, Green, Jergensen, Johnson, Knight, Mason, Minette, Monoghan, Miller (Lincoln), Moss, Nagle, O'Day, Sullivan, Thorburn, Tinsley, Warren, Willard, Willis, Total 29.

The Printing Committee reported as follows:

February 24, 1929.

Mr. Speaker: We, your committee on Printing, beg leave to report the following bills correctly printed: H. B. No. 297.

HANLEY, Chairman.

Moved by Flachsenhar, duly seconded and carried, that House adjourn until tomorrow morning, February twenty-fifth, at 10 o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTIETH DAY

House of Representatives
Helena, Montana, February 25, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Doran, Green, Johnson, Miller (Lincoln), Moss, Thorburn, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the forty-ninth legislative day find same to be correct.

DARLINTON, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Goodwin that H. B. No. 306 be recalled from the Engrossing Committee and placed on General Orders. Seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as the previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. Nos. 240-309-225, Sen. Amend. H. B. No. 5, H. B. 87, 147, 160, 198, respectfully report as follows: Recommend that

H. B. No. 240, do pass.

H. B. No. 309, enacting clause be stricken.

H. B. No. 225, consideration passed temporarily.

Sen. Amend. to H. B. No. 5, passed for the day for consideration.

H. B. No. 87, consideration passed temporarily.

H. B. No. 147, consideration passed temporarily.

H. B. No. 306, be amended as follows: Amend Section 3 in line 12, of the printed bill, change the word "by" to "no". Further consideration of H. B. No. 306 passed temporarily.

H. B. No. 160, consideration passed temporarily.

H. B. No. 198, be amended as follows: Amend Section One by striking out in line 4 of the printed bill the figures "1929" and inserting in lieu thereof the figures "1928." Amend Section 6 by striking out in lines 11 and 16 the number 4 and inserting in lieu thereof the number "3". Amend title by striking out at the end of title the figures "1929" and inserting in lieu thereof the figures "1928. Do pass as amended.

DUNN, Chairman.

On motion of Dunn report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 316, introduced by Appropriations Committee having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mason, Mr. Speaker. Total 87.

Noes: Sheffer. Total 1.

Absent and not voting: Benjamin, Besancon, Darlinton, Doran, Fairgrieve, Green, Jensen, Johnson, Merritt, Miller (Lincoln), Moss, Simpson, Thorburn, Jergensen. Total 14.

H. B. No. 318, introduced by Appropriations Committee having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Doran, George, Green, Hagestad, Jergensen, Johnson, Logan, Merritt, Minette, Miller (Lincoln), Moss, Nelstead, Thorburn, Willis. Total 14.

H. B. No. 240, introduced by Mason having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bretzke, Brown (Gallatin), Buck, Chatham, Clausen, Cooney, Curran, Darlington, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Hagestad, Hanley, Henderson, Jameson, Jensen, Jones, Kinville, Knight, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Willard, Wilson, Mr. Speaker. Total 65.

Noes: Benjamin, Bonine, Budas, Burrell, Chapman, Dean, English (Deer Lodge), Freed, Gordon, Hodgskiss, Jergensen, Kruse, Lewis, Marshall, Purnell, Roll, Ross, Warren, Wickware, Willis, Woodcock. Total 21.

Absent and not voting: Angvick, Brown (Cascade), Dellwo, Doran, Ekegren, George, Green, Johnson, Merritt, Minette, Miller (Lincoln), Moss, Nelstead, Rigg, Thorburn, Waite. Total 16.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for consideration of General Orders under same rules as previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 295, 210-278-279-295-296-306 respectfully report as follows: Recommend that

H. B. Nos. 210 and 278, consideration passed temporarily.

H. B. No. 279, that enacting clause be stricken.

H. B. No. 295 do pass.

H. B. No. 296 do pass.

Committee reverted to H. B. No. 225.

H. B. No. 225, be amended as follows: Amend title by striking out in line 2 the words "for the repeal" and inserting in lieu thereof the words "to amend." Amend by adding the following section to be known as Section 2:

Section 2. That Section 9 Article XII of the Constitution of the State of Montana is hereby amended to read as follows: "Section 9. The rate of taxation on real and personal property for state purposes, except as herein-

after provided, shall never exceed five (5) mills on each dollar of valuation; and whenever the taxable property of the state shall amount to six hundred million dollars (\$600,000,000.00) the rate shall never exceed four (4) mills on each dollar of valuation, unless the proposition to increase such rate, specifying the rate proposed and the time during which the rate shall be levied shall have been submitted to the people at the general election and shall have received a majority of all votes cast for and against it at such election; Provided, that in addition to the levy for state purposes above provided for a special levy in addition may be made on livestock for the purpose of paying bounties on wild animals and for stock inspection, protection and indemnity purposes, as may be prescribed by law, and such special levy shall be made and levied annually in amount not exceeding four mills on the dollar by the state board of equalization, as may be provided by law." And further amend by renumbering remaining sections to conform. Amend section 2 by striking out in original bill in line 17 the word "repeal," 21 the word "repeal", 22 the word "repeal" 23 the word "repeal" and inserting in lieu thereof the word "Amendment." Amend Section 1 by striking out in line 14, original bill, the words "of the repeal of" and inserting in lieu thereof the words "of amending." Recommend that the enacting clause be stricken from H. B. No. 225. Reverted to H. B. No. 306, that enacting clause be stricken.

DUNN, Chairman.

On motion of Dunn report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly Engrossed: 248-250-258-260-320.

NELSTEAD, Chairman.

Report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 p. m.

AFTERNOON SESSION.

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

COMMUNICATIONS AND PETITIONS

The following communications were received:

Placer Hotel, February 24th.

Mr. Speaker:

Dear Sir:

Mr. Toole wishes me to convey to you and through you to the Montana Representatives, his very great appreciation of their kindness in passing "House Resolution No. 7", expressing regret at his illness and wishes for his speedy recovery. He wants also to express his thanks for the extremely beautiful flowers and copy of the Resolution received by him yesterday afternoon and desires especially to make his acknowledgements to Messrs. Flachsenhar, Johnson, Nagle and Dellwo.

Yours truly,

LILY R. TOOLE (For Joseph K. Toole).

Mr. Speaker: I wish to thank the members of the House for the beautiful flowers sent me during my illness. They were indeed a comfort and solace during my long hours in bed.

LUCY CURRAN.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR

Helena, February 25, 1929.

The Speaker,
House of Representatives,
Helena, Montana:

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 72—Appropriation to pay Custer County Free High School for furnishing training to State charges.

H. B. No. 88—Appropriation to pay certain claims due to Industrial Accident Board.

H. B. No. 89—Appropriation for refund for excessive collection of inheritance taxes.

H. B. No. 95—Appropriation for payment of claims against certain State departments.

Sub. for H. B. No. 52—Relating to the hours of fishing in Georgetown Lake.

J. E. ERICKSON, Governor.

Helena, Montana, February 25, 1929.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 322 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 127, S. H. B. 67 and 78.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 127, Sub. for H. Bills Nos. 67 and 78, and thereupon signed same.

MOTIONS AND RESOLUTIONS

Moved by Shepard that H. B. No. 295, be recalled from the Engrossing Committee and placed on General Orders. Seconded and carried.

THIRD READING OF HOUSE BILLS

H. B. No. 248, introduced by Goodwin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Stillwater), Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Sal-yerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Angvick, Buck, Doran, George, Hagestad, Hanley, Johnson, Miller (Lincoln), Moss, Reed, Ryder, Sample, Willard. Total 13.

H. B. No. 250, introduced by Shepard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Benjamin, Buck, Dellwo, Doran, George, Jameson, Johnson, Miller (Lincoln), Moss, Reed, Ryder. Total 11.

Flachsenhar requested House revert to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Enrolling Clerk be authorized to correct H. B. No. 11, to conform with the correct bill.

THIRD READING OF HOUSE BILLS

H. B. No. 258, introduced by Dellwo, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Leavens, Leavitt, Lillis, Lucas, MacRae, Mason, Marshall, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Besancon, Kruse, Manning, Metlen, Tinsley. Total 5.

Absent and not voting: Benjamin, Buck, Doran, Freed, George, Jameson, Johnson, Lewis, Logan, Merritt, Minette, Miller (Lincoln), Moss, Ryder. Total 14.

H. B. No. 260, introduced by Miller (Fergus), having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English, (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross,

Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Buck, Doran, Freed, George, Jameson, Johnson, Lucas, Merritt, Miller (Lincoln), Moss, Ryder. Total 11.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar that House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting. Seconded and Carried.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. Nos. 87-147-160-210-178-324 respectfully report as follows: Recommend that H. B. No. 87, be amended as follows: Amend Section 14 by striking out in line one the word "twenty" and inserting in lieu thereof the word "five". Amend Section 14 by striking out the last sentence of said section. That the enacting clause be stricken of H. B. No. 87.

H. B. No. 147 do pass.

H. B. No. 160, be amended as follows: Amend Section 3, by inserting in line 5 after the word "year" the words "or in case such person has been a bonafide resident of Montana for at least three months immediately preceding the date of such accident and such person is injured by a foreign motor vehicle." And by striking out in line 9 of the same Section the words "requiring the regular and personal attendance of a licensed physician" and inserting in line 11 after the word "week" the words "until the total sum \$5,000 shall have been paid, thereupon such payment shall cease."

By striking out all of Section 9, and add after Section 8 the following numbered Sections:

Section 9. Payment in case of death. In case of death the award shall go to the wife or husband or surviving parent or equally to surviving parents if both parents are living of the person killed, or to his or her dependent or dependents. Dependency must exist at the time of the accident and must be proven.

Section 10. Limitations. Every claim shall be forever barred unless notice of the accident is given by the claimant to the Board within thirty days of the accident, and unless a sworn claim for compensation is made within six months of the accident, by the claimant or some one authorized to act in his or her behalf.

Section 11. Proof. Each claimant is required to prove his claim. The Board is authorized to hold hearings when it deems the same necessary and it shall make such rules and regulations for the conduct of hearings and the furnishing of information and evidence by the claimant as the Board shall deem necessary. The Board may make an award, without having held a hearing, if the evidence submitted is deemed sufficient.

Section 12. Examination. Any claimant under this Act must submit to an examination by physicians appointed by the Board, if the Board so requests.

Section 13. Appeals. At any time within twenty days after the service of an order or decision of the Board, any party may apply for a re-hearing, and in event of a denial may appeal to the district court in the county where the accident occurred within thirty days after such denial of re-hearing.

The matter shall be heard by the District Court sitting without a jury, and the court shall have power to take testimony or depositions and review the entire proceedings in the case. The Court may thereafter render a decision affirming, modifying or changing the award.

Either the Board or the Claimant may appeal to the State Supreme Court from the order of the district court in the same manner and under the same rules as appeals may be taken in civil matters.

Section 14. This Act shall take effect and be in full force from and after Jan. 1, 1930.

That enacting clause be stricken of H. B. No. 160.

H. B. No. 210, enacting clause be stricken.

H. B. No. 278, enacting clause be stricken.

H. B. No. 324, do pass.

DUNN, Chairman.

Moved by Dunn that report be adopted.

Moved by Besancon that H. B. No. 87, be segregated from the Committee Report. Seconded. Roll call requested by Besancon, motion made duly seconded that call of the House be made.

Speaker ordered Call of the House made. Speaker declared Call of the House suspended. Question arising on motion to segregate H. B. No. 87 from the committee report and on roll call motion lost by the following vote:

Ayes: Angvick, Barry, Besancon, Bonine, Brown (Gallatin), Chapman, Chatham, Darlinton, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Jameson, Jensen, Knight, Leavens, Lillis, Mason, Marshall, Metlen, Miller (Fergus), Murphy, Nagle, Nelstead, Pauly, Purnell, Renwick, Roll, Ross, Shepard, Warren, Wickware, Willard, Wilson, Woodcock. Total 35.

Noes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bretzke, Brown (Cascade), Buck, Pudas, Burrell, Clausen, Cooney, Curran, Dean, Dellwo, Dougherty, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, Logan, Lucas, MacRae, Manning, Merritt, Minette, Monaghan, Moulton, Nelson, Nicholson, O'Day, Parker, Reed, Rigg, Rolph, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Willis. Total 63.

Absent and not voting: Doran, Miller (Lincoln), Moss, Mr. Speaker. Total 4.

The Engrossing Committee reported as follows:

February 25, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 32-190-284.

GREEN, Chairman.

Moved by Jones that H. B. No. 287 be segregated from the Committee of the Whole report, and motion lost by standing vote, ayes 39; noes 49; absent and not voting 14.

Moved by Benjamin that H. B. No. 160 be segregated from the Committee of the Whole report and motion lost by majority vote.

Original motion by Dunn, seconded and carried, that report of Committee of the Whole be adopted.

Mr. Speaker gave notice that he was about to sign Senate Bills Nos. 47, 65 and 32, and thereupon signed same.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar that House resolve itself into Committee of the Whole for Consideration of General Orders under rules of previous sitting. Seconded and carried.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration Sub. H. B. 199, Sub. H. B. No. 285, Sub. H. B. No. 290, Sub. H. B. No. 291, Sub. H. B. No. 297 and H. B. No. 295, respectfully report as follows:

Recommend that Sub. H. B. No. 199, do pass.

Sub. H. B. No. 285, be amended as follows: Amend Section 2, by inserting in line 8, after the word "state" the words: "in addition to the Governor who shall be a member ex-officio thereof." Amend Section 2, by striking out in line 22, the words "commission of" and the letter "s" at the end of the next word and insert after the word "control" the word "commission." Amend Section 2 by striking out in line 36, after the word "ex-officio" the balance of the line 36, all of 37, all of line 38 and the first two words of line 39. Amend Section 3 by inserting after the word "thereon" in line 5, the following words "the title of this Act and." Amend Section 3 by striking out in line 7 the words "commission, board of" and inserting after the word "control" the word "commission." Amend Section 3 by striking out in line 9 the words "commission," "board of", and inserting after the word "control" the word "commission." Sub. H. B. No. 285, do pass as amended.

Sub. H. B. No. 290, be amended as follows: Amend the title by inserting after the word "commission" in the second line thereof, the words "together with the Governor." Amend Section 1 by striking out in line 1, after the word "commission" the following words: "to consist of the members of the railroad commission." Amend Section 2 by inserting after the word "commission" in line one the following: "together with the governor." Amend Section 4 by striking out in line 2 the words "and auditor, each of whom," and inserting in lieu thereof the word "who." That Sub. H. B. No. 290, do pass as amended.

Sub. H. B. No. 291, consideration passed temporarily.

Sub. H. B. No. 297, do pass.

H. B. No. 295, be amended as follows: Amend the title by inserting after the word "individuals" in line 6 the words "or institutions." Amend Section one by striking out in line 85 the word "state" and inserting after the word institution and before the comma the words "within the state" and by striking out all of the words from the word "but" in line 85 to the word "state" in line 86. Amend Section 2 by inserting in line 5 after the word "individual" the words "or institutions." H. B. No. 295 do pass as amended.

DUNN, Chairman.

On motion of Dunn report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 4-16-59-84-105.

MERRITT, Chairman.

The Speaker gave notice that he was about to sign House Bills Nos. 4, 16, 59, 84, 105, and thereupon signed same.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Dunn in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration Sub. H. B. No. 291, respectfully report as follows: That Sub. H. B. No. 291, be amended as follows: Amend Section 1 by inserting in line 3 after the word "industrial" the words "commercial and agricultural." Do pass as amended.

DUNN, Chairman.

On motion of Dunn report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until eight o'clock this evening.

EVENING SESSION

House resumed at 8:00 p. m.

Mr. Speaker in the chair.

Flachsenhar requested that Nagle be excused for the evening, and there being no objections, Nagle excused.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 146-198-296-299-324.

GREEN, Chairman.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR

The following communication was received from the Governor:

Helena, February 25, 1929.

The Speaker, House of Representatives,
Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 80—Appropriation for mileage and per diem of Presidential Electors.

H. B. No. 98—Appropriation to pay certain deficiency claims.

Sub. H. B. No. 34—Relating to special improvement districts in cities and towns.

Sub. for H. Bs. Nos. 67 and 78—Relating to the establishment of election precincts.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 146, introduced by Committee on Revenue and Taxation having been read three several times, title and history agreed to was rejected by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Darlinton, Dean, Dellwo, Dougherty, Ekegren, Fairgrieve, Flachsenhar, Freed, Gordon, Green, Jameson, Johnson, Leavens, Lillis, Logan, Marshall, Metlen, Nelstead, Nicholson, Reed, Renwick, Rigg, Ross, Sheffer, Simpson, Tinsley, Ueland, Waite, Wickware. Mr. Speaker. Total 39.

Noes: Ballard, Barry, Benjamin, Besancon, Brown (Cascade), Buck, Chapman, Chatham, Clausen, Cooney, Curran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fulsher, Hagestad, Hanley, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Lewis, Lucas, MacRae, Mason, Manning, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, O'Day, Pauly, Purnell, Roll, Ross, Ryder, Salyerds, Sample, Shepard, Steeves, Sullivan, Thorburn, Warren, Willard, Willis, Wilson, Woodcock. Total 53.

Paired: Henderson-Nagle. Total 2.

Absent and not voting: Doran, George, Goodwin, Leavitt, Merritt, Miller (Lincoln), Moss, Parker. Total 8.

H. B. 198, introduced by Marshall having been read three several times title and history agreed to was passed by the following vote:

Ayes: Arnold (Stillwater), Ballard, Benjamin, Besancon, Barry, Bonine, Brown (Gallatin), Buck, Chapman, Cooney, Curran, Darlington, Dellwo, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Hanley, Hodgskiss, Jameson, Jensen, Johnson, Kinville, Knight, Leavitt, Lillis, Logan, MacRae, Marshall, Mason, Merritt, Minette, Miller (Fergus), Nelstead, Nicholson, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Waite, Wickware, Willard, Wilson, Mr. Speaker. Total 54.

Noes: Anderson, Arnold (Rosebud), Bretzke, Brown (Cascade), Budas, Burrell, Chatham, Dean, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Henderson, Jergensen, Jones, Kruse, Lewis, Lucas, Manning, Metlen, Monaghan, Moulton, Murphy, Nelson, O'day, Rolph, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Willis, Woodcock. Total 38.

Absent and not voting: Angvick, Clausen, Doran, Dunn, Green, Leavens, Miller (Lincoln), Moss, Nagle, Parker. Total 10.

H. B. No. 296, introduced by Committee on Revenue and Taxation having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Cooney, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jergensen, Jensen, Jameson, Johnson, Jones, Kruse, Leavens, Kinville, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Pauly, Purnell, Renwick, Rigg, Ross, Ryder, Salyerds, Sample, Shepard, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 83.

Noes: Brown (Cascade), Chatham, Dean, Knight, O'Day, Roll, Rolph, Willis, Wilson. Total 9.

Absent and not voting: Clausen, Doran, Freed, Hodgskiss, MacRae, Miller (Lincoln), Moss, Nagle, Parker, Reed. Total 10.

H. B. 299 introduced by Leavitt, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Chatham. Total 1.

Absent and not voting: Chapman, Doran, English (Silver Bow), Freed, Green, Johnson, Jones, Metlen, Miller (Lincoln), Moss, Nagle, Nelson, Ryder, Wickware, Willis. Total 15.

H. B. No. 324 introduced by Committee on Ways and Means having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Benjamin, Chatham, Dean, Lewis, O'Day, Rolph, Thorburn, Willis. Total 9.

Absent and not voting: Angvick, Doran, Freed, Miller (Lincoln), Moss, Nagle, Ross. Total 7.

Sub. H. B. No. 285, introduced by Committee on Constitutional Amendments, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlinton, Dean, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Ueland, Waite, Willard, Wilson, Nicholson, Mr. Speaker. Total 78.

Noes: Ballard, Barry, Chatham, Clausen, Cooney, Dellwo, English (Deer Lodge), Fulsher, O'Day, Steeves, Sullivan, Tinsley, Warren, Wickware, Willis, Woodcock. Total 16.

Absent and not voting: Angvick, Doran, Johnson, Metlen, Miller (Lincoln), Moss, Nagle, Thorburn. Total 8.

On request of Leavitt to be excused until Wednesday noon, there being no objections, gentleman excused.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following resolution was this day introduced, read first time by title and second time at length and referred to committee.

H. J. R. No. 5, introduced by Committee on Revenue and Taxation: Be it Resolved by the Twenty-First Legislative Assembly of the State of Montana, the Senate and House Concurring:

Section 1. That a committee be appointed to be composed of the President Pro Tem of the Senate, the Speaker of the House, and a third member to be appointed by the Governor of the State of Montana.

Section 2. That said committee in cooperation with the State Board of Equalization shall make a survey of

a. The financial needs of the state.

b. Possible consolidation of departments and economies in the operation of state government.

c. Possible revenue and taxation measures including income tax, hydro-electric tax, and other revenue producing measures introduced in the Twenty-first Legislative Assembly.

Section 3. That this committee shall make a detailed report to the Twenty-second Legislative Assembly of the results of such survey with recommendations of appropriate legislation and bills incorporating such recommendations.

Section 4. Said committee is authorized to take and preserve testimony, to provide for the necessary help to conduct its examinations, to make its findings and reports.

Section 5. The attorney general shall be the legal advisor of said committee and the various state departments shall co-operate in furnishing information. The said committee shall organize by the selection of a chairman and secretary.

Section 6. The members of such committee shall be paid the sum of \$10.00 per diem as their expenses as members thereof and in addition actual railroad fare to be paid out of the legislative expense fund, and before entering upon the performance of their duties shall make and file written acceptance of their appointment with the Secretary of State.

In the event any member of the committee is unable to act at any meeting of the committee he may appoint a proxy subject to the approval of the other two members of the committee.

This Resolution shall be in full force and effect from and after its concurrence and approval.

REPORTS OF STANDING COMMITTEES.

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Revenue and Taxation, having had under consideration House Joint Resolution No. 5, respectfully report as follows: That House Joint Resolution No. 5, do pass.

JAMESON, Chairman.

On motion of Jameson report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. R. No. 5, be reported correctly printed and placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Ballard in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration H. J. R. No. 5, respectfully report as follows. That H. J. R. No. 5, do pass.

BALLARD, Chairman.

On motion of Ballard report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. R. No. 5, be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. J. R. No. 5, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Doran, English (Deer Lodge), George, Johnson, Leavitt, Lucas, Minette, Miller (Lincoln), Moss, Nagle, Rolph, Ryder, Sample, Willis. Total 14.

There being no objections house reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Goodwin, seconded and carried, that House reconsider its action on H. B. No. 306. Flachsenhar moved a roll call and call of the House be made. Seconded and carried. Flachsenhar moved call of the House be suspended. Seconded and carried. On roll call action of House to reconsider H. B. No. 306, was carried by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Brown (Cascade), Chatham, Miller (Fergus). Total 3.

Absent and not voting: Doran, Erickson, Leavitt, Miller (Lincoln), Moss, Nagle, Reed, Shepard, Tinsley, Warren. Total 10.

Moved by Fairgrieve, seconded and carried, that H. B. No. 160, be reconsidered.

Moved by Shepard and seconded, that Sub. H. B. No. 146, be reconsidered. Moved by O'Day, as substitute motion, that motion of Shepard be tabled, roll call requested and motion lost by the following vote:

Ayes: Ballard, Barry, Besancon, Brown (Cascade), Budas, Chatham, Clausen, Dunn, English (Deer Lodge), English (Silver Bow), Freed, Fulsher, George, Goodwin, Hagestad, Hanley, Henderson, Jensen, Jergensen, Kinville, Knight, Lewis, Mason, Monaghan, Moulton, Murphy, O'Day, Pauly, Roll, Rolph, Salyerds, Steeves, Sullivan, Thorburn, Warren, Willis, Wilson. Total 37.

Noes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Burrell, Chapman, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Flachsenhar, Gordon, Green, Hodgskiss, Jameson, Johnson,

Jones, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Nelson, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Tinsley, Ueland, Waite, Wickware, Willard, Woodcock. Total 59.

Absent and not voting: Doran, Leavitt, Miller (Lincoln), Moss, Nagle, Mr. Speaker. Total 6.

Original motion by Shepard carried.

The Engrossing Committee reported as follows:

February 25, 1929.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 147-290-295-297-199.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 146, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Burrell, Chapman, Curran, Darlinton, Dean, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Flachsenhar, Gordon, Green, Hodgskiss, Jameson, Johnson, Jones, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Miller (Fergus), Nelson, Nelstead, Nicholson, Parker, Reed, Renwick, Rigg, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Ueland, Waite, Wickware, Willard, Woodcock, Mr. Speaker. Total 55.

Noes: Ballard, Barry, Besancon, Brown (Cascade), Budas, Chatham, Clausen, Cooney, Dunn, English (Deer Lodge), English (Silver Bow), Freed, Fulsher, George, Goodwin, Hagestad, Hanley, Jensen, Jergensen, Kinville, Knight, Lewis, Lucas, Mason, Monaghan, Moulton, Murphy, O'Day, Pauly, Purnell, Roll, Salyerds, Steeves, Sullivan, Thorburn, Tinsley, Warren, Willis, Wilson. Total 39.

Absent and not voting: Doran, Leavitt, Minette, Miller (Lincoln), Moss, Rolph. Total 6.

Paired: Henderson, Nagle. Total 2.

H. B. No. 147, introduced by Johnson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Nelson, Nelstead, Parker, Pauly, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Ueland, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Anderson, Arnold (Rosebud), Ballard, Barry, Besancon, Brown (Cascade), Buck, Chatham, Cooney, Dean, Dellwo, English, (Silver Bow), Freed, Fulsher, Goodwin, Jensen, Knight, Metlen, Murphy, Nicholson, O'Day, Purnell, Rolph, Sullivan, Willis. Total 25.

Absent and not voting: Angvick, Doran, English (Deer Lodge), Flachsenhar, Kinville, Leavitt, Lewis, Minette, Miller (Lincoln), Moss, Nagle, Tinsley, Waite. Total 13.

Sub. H. B. No. 290, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, English

(Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Gordon, Mr. Speaker. Total 79.

Noes: Ballard, Barry, Brown (Cascade), Chatham, Cooney, English (Deer Lodge), Goodwin, Jensen, Metlen, O'Day, Sullivan, Willis. Total 12.

Absent and not voting: Benjamin, Doran, Ekegren, Leavitt, Minette, Miller (Lincoln), Moss, Nagle, Reed, Ryder, Tinsley. Total 11.

The Engrossing Committee reported as follows:

February 26, 1929.

Mr. Speaker: We, your committee on Engrossing beg leave to report the following bills correctly engrossed: Sub. 291, H. B. 285.

GREEN, Chairman.

Report adopted.

H. B. No. 295, introduced by Fairgrieve by request, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Curran, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Brown (Cascade), Dellwo, Fulsher, George, Jensen, Jergensen, O'Day, Rolph, Thorburn, Willis. Total 10.

Absent and not voting: Clausen, Doran, Freed, Gordon, Leavitt, Minette, Miller (Lincoln), Moss, Murphy, Nagle, Ryder, Sullivan. Total 12.

Sub. H. B. No. 297 introduced by Committee on Petroleum Oil and Gas having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Mr. Speaker. Total 80.

Noes: Brown (Cascade), Chatham, Cooney, Dellwo, Goodwin, Jensen, O'Day, Rolph, Sullivan, Willis, Woodcock. Total 11.

Absent and not voting: Besancon, Doran, Freed, Hodgskiss, Leavitt, Metlen, Minette, Miller (Lincoln), Moss, Nagle, Ryder. Total 11.

Sub. H. B. No. 199, introduced by Committee on Ways and Means having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dellwo, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Lewis, Lucas, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Brown (Cascade), Dean, Dunn, Fulsher, Jameson, Logan, O'Day, Willis. Total 8.

Absent and not voting: Chatham, Doran, George, Johnson, Leavitt, MacRae, Metlen, Minette, Miller (Lincoln), Moss, Murphy, Nagle, Rolph, Ryder. Total 14.

Sub. H. B. No. 291, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Manning, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Brown (Cascade), Chatham, Jergensen, MacRae, Purnell, Warren, Willis. Total 8.

Absent and not voting: Angvick, Doran, Freed, Johnson, Leavitt, Marshall, Minette, Miller (Lincoln), Moss, Murphy, Nagle, Ryder. Total 12.

H. B. No. 320, introduced by Appropriations Committee having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Ballard, Chatham, Cooney, Dellwo, Doran, Erickson, Metlen, Merritt, Miller (Lincoln), Moss, Nelson, Rigg, Sullivan, Wickware. Total 14.

H. B. No. 32, introduced by Willard, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Barry, Benjamin, Besancon, Bonine, Brown (Gallatin), Buck, Burrell, Chapman, Curran, Darlington,

Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fulsher, George, Goodwin, Gordon, Jameson, Jensen, Jergensen, Johnson, Leavens Lewis, Lillis, Logan, MacRae, Mason, Marshall, Minette, Monoghan, Miller (Fergus), Murphy, Nagle, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Waite, Willard, Wilson, Woodcock, Mr. Speaker. Total 60.

Noes: Arnold (Stillwater), Bretzke, Brown (Cascade), Budas, Chatham, Dean, Fairgrieve, Flachsenhar, Freed, Hagestad, Hanley, Henderson, Kinville, Kruse, Leavitt, Manning, Merritt, Moulton, O'Day, Renwick, Simpson, Steeves, Thorburn, Tinsley, Warren, Willis. Total 26.

Absent and not voting: Ballard, Clausen, Cooney, Doran, Green, Hodgskiss, Jones, Knight, Lucas, Metlen, Miller (Lincoln), Moss, Nelson, Rigg, Ross, Wickware. Total 16.

H. B. No. 190, introduced by Sullivan, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Minette, Monoghan, Miller (Fergus), Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Brown (Cascade), Chatham, Doran, Freed, Fulsher, Green, Jameson, Johnson, Lewis, Manning, Metlen, Merritt, Miller (Lincoln), Moss, Moulton, Nagle, Reed, Rigg, Wickware, Willis. Total 20.

H. B. No. 284, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Monoghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Cooney, Curran, Darlinton, Dellwo, Doran, Freed, George, Green, Johnson, Metlen, Merritt, Miller (Lincoln), Moss, O'Day, Wickware, Willard. Total 16.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as the previous sitting.

Mr. Reed in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House, having had under consideration H. B. No. 306 and 160, respectfully report as follows:

That H. B. No. 306, do pass.

That H. B. No. 160, do pass.

REED, Chairman.

On motion of Reed report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: 306.

GREEN, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. Bills Nos. 306 and 160 be reported correctly engrossed and placed on Third Reading.

THIRD READING

H. B. No. 306, introduced by Goodwin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Clausen, Cooney, Curran, Darlington, Dellwo, Dougherty, Dunn, English (Silver Bow), Erickson, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Nelstead, Nicholson, Parker, Purnell, Reed, Renwick, Rigg, Rolph, Salyerds, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Brown (Cascade), Budas, Burrell, Chapman, Chatham, Dean, Ekegren, Fairgrieve, George, Hanley, Johnson, Jones, Merritt, Miller (Fergus), Moulton, Nelson, O'Day, Pauly, Roll, Ross, Sample, Sheffer, Thorburn, Wickware, Willis. Total 25.

Absent and not voting: Doran, English (Deer Lodge), Flachsenhar, Hodgskiss, Leavitt, Metlen, Minette, Miller (Lincoln), Moss, Murphy, Nagle, Ryder. Total 12.

H. B. No. 160, introduced by Angvick, Renwick, Benjamin, Henderson, Arnold, having been read three several times, title and history agreed to, was rejected by the following vote:

Ayes: Angvick, Arnold (Stillwater), Barry, Benjamin, Bonine, Buck, Clausen, Cooney, Dellwo, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Fulsher, Goodwin, Gordon, Henderson, Jensen, Jones, Leavens, Lewis, Lillis, Logan, Mason, Manning, Monaghan, Moulton, Nelson, Nicholson, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Salyerds, Shepard, Tinsley, Ueland, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 44.

Noes: Anderson, Arnold (Rosebud), Ballard, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Chapman, Chatham, Curran, Darlington, Dean, Dougherty, Dunn, Freed, George, Green, Hagestad, Hanley, Jameson, Jergensen, Johnson, Kinville, Knight, Kruse, Lucas, MacRae, Marshall, Metlen, Merritt, Miller (Fergus), Murphy, Nelstead, O'Day, Parker, Pauly, Ross, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Waite, Warren, Willis. Total 47.

Absent and not voting: Burrell, Doran, English (Deer Lodge), Flachsenhar, Hodgskiss, Leavitt, Minette, Miller (Lincoln), Moss, Nagle, Ryder. Total 11.

Moved by Nelstead, seconded and carried, that House adjourn until tomorrow morning, February twenty-sixth at eleven o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FIRST DAY

House of Representatives
Helena, Montana, February 26, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Cooney, Shepard, absent: Leavitt, Miller (Lincoln), Minette and Moss, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the Fiftieth Legislative Day find same to be correct.

DARLINTON, Chairman.

Report adopted.

REPORTS OF SELECT COMMITTEES

The following report was received from the Conference Committee appointed to act on Senate Amendments to H. B. No. 68.

February 22, 1929.

To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendment to House Bill No. 68, introduced by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to amend Section 1, Chapter 89 of the Session Laws of the 19th Legislative Assembly of the State of Montana, relating to irrigation districts, authorizing and empowering irrigation districts and commissioners thereof to purchase lands sold for delinquent taxes when either taxes or assessments on such irrigation districts form all or a part of the taxes for which such lands are sold, to lease, operate, sell and dispose of the same when acquired, providing for the disposition of the funds realized therefrom and repealing all Acts or parts of Acts in conflict herewith," recommend that said amendment be inserted in the engrossed Bill on page 2, after the word "assessment" in line 5, rather than after the word "assessment" in line 14, and as so amended the Senate amendment be concurred in.

KEMMIS,
McQUITT, Y,
STOUTENBURG,
Senate Committee.

LILLIS,
DELLWO,
BROWN, (Gallatin),
House Committee.

Moved by Lilils that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Dough-

erty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monoghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Cooney, Doran, Green, Hanley, Kruse, Leavitt, Lucas, Minette, Miller (Lincoln), Moss, Nagle, Parker, Pauly, Rolph, Sample, Shepard. Total 18.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on New Counties and Divisions having had under consideration, Senate Bill No. 148 introduced by Holt: A Bill for an Act entitled: "An Act to define and establish the boundary line between Powder River and Carter Counties." Respectfully report as follows: That Senate Bill, No. 148 be concurred in.

CLAUSEN, Chairman.

On motion of Clausen report adopted.

Mr. Speaker: We, your committee on Fish and Game having had under consideration, Senate Bill No. 122 being A Bill for an Act entitled: "An Act relating to the acquisition by the United States of lands and waters within the State of Montana for the purpose of creating, developing and maintaining refuges for migratory wild fowl." Respectfully report as follows: That Senate Bill No. 122 be amended as follows: In line 16 the figures "127" be changed to read "1271" and as so amended same be concurred in.

NELSON, Chairman.

On motion of Nelson report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate: Moved by Flachsenhar, seconded and carried, that communications from the Senate be considered read at length and Journal so show.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title and history agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 51; S. B. No. 107; S. B. No. 110; S. B. No. 129; S. B. No. 71; S. B. No. 124; S. B. No. 133; S. B. No. 37; S. B. No. 106; S. B. No. 10; S. B. No. 120; S. J. M. No. 9; S. B. No. 105; S. B. No. 128; S. B. No. 74; S. B. No. 92; S. B. No. 132; S. J. R. No. 2; S. B. No. 82; S. B. No. 95; S. B. No. 115; S. B. 111; Senate Sub. for H. B. No. 62; Senate Sub. for H. B. No. 146.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 71 do pass.

That S. B. No. 133 do pass.

That S. B. No. 37 do pass.

That S. B. No. 77 do not pass.

That S. B. No. 124 do pass.

That consideration of Sen. Sub. for S. B. No. 15 be passed for the day.

That S. B. No. 121 do not pass.

That S. J. R. No. 3 do not pass.

That Sen. Sub. for S. B. No. 106 do pass.

That S. B. No. 10 do pass.

That S. B. No. 131 do not pass.

That S. B. No. 120 do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, concurred in Amendments to S. B. No. 46.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body the President this day appointed Senators Mears, Sibert and Plank to act as a Committee on Conference on Senate Amendments to House Bill No. 28, with a like Committee from the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: reports adopted:

Committee on Stockgrowing and Grazing: S. B. No. 146, by Survant: Recommend that same do not pass, but that Substitute for S. B. No. 146 do pass.

Committee on Stockgrowing and Grazing: H. B. No. 188, by Committee on Livestock and Public Ranges: Recommend same do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 115 be amended in Section 1 by striking out in Line 12 the word "three" and inserting in lieu thereof the word "two" and as so amended, recommend same do pass.

That S. B. No. 82 do pass.

That S. B. No. 95 be amended in Section 1 by striking out in Line 9 of printed bill the word "Broadwater" and inserting in lieu thereof a blank

line; also in section 2 by adding in line 7 after the word "ballots" the words "with pen and ink", and as so amended, recommend same do pass.

That S. B. No. 72 do not pass.

That S. B. No. 119 do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: Reports adopted:

Committee on Livestock and Public Ranges: H. B. No. 62, by Committee on Livestock and Public Ranges: Recommend same be not concurred in, but that Senate Sub. for H. B. No. 62 do pass.

Committee on Public Buildings: S. B. No. 113, by Kemmis: recommend same be amended in Section 2, Line 21 of original bill, by striking out words "seventy-five per cent" and inserting in lieu thereof the words "ninety per cent." On motion, consideration indefinitely postponed.

Committee on Livestock and Public Ranges: Sub. H. B. No. 61, by Committee on Livestock and Public Ranges: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 25, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: reports adopted:

Committee on Banks and Banking: S. B. No. 72, by Joffray: Recommend same be amended as follows:

Amend Section 1, Line 6, by adding the words "Chapter 90" after the words "Section 6109e" and before the words "of the". Further amend Section 1, Line 14, by striking the period after the word "protected", inserting a comma in lieu thereof, and after the said comma adding the following: "or when a bank in the process of voluntary liquidation shall not have completed said liquidation within five years from the time when said bank shall have commenced said process." Further amend Section 1, Line 15, by adding the words "or cases" after the word "case." And as so amended, recommend same do pass.

Committee on Counties and Towns: S. B. No. 112, by Crawford: Recommend same do not pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bills were this day introduced in the House, read first and second times by title only (except S. J. Res. Nos. 2 and S. J. M. No. 9 read first time by title and second time at length) and referred to committees:

S. B. 10, by Ruffcorn: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17, session laws of 1927, providing a method by which a refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the time within which claims must be filed and prescribing the procedure for obtaining refunds or drawbacks;

prescribing the powers and duties of the State Treasurer and the State Board of Equalization in connection therewith; providing for penalties for making false statements in connection with applications for a refund or drawback." Committee on Highways.

S. B. 37, by McCormick: A Bill for an Act entitled: "An Act to amend Section 1755 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Laws of 1925 and by Chapter 129 of the Laws of 1927, and to amend Section 1759 of said Revised Codes, as amended by Chapter 113 of the Laws of 1925, all relating to registration and re-registration of motor vehicles, trailers and semi-trailers, motor and automobile accessories dealers, and operators and chauffeurs, certificates of title, and duties of registrar of motor vehicles, and residents operating a motor vehicle under foreign license, and providing penalties for the violation of the provisions of this Act." Committee on Highways.

S. B. 51, by Campbell of Stillwater: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921, and to add thereto two new sections to be known as Section 3384a and 3384b of the Revised Codes of Montana of 1921, providing for the abolishing of herd districts and for the exclusion of land therefrom in certain cases." Committee on Livestock and Public Ranges:

Sen. Sub. for H. B. 62, by Committee on Stockgrowing and Grazing: A Bill for an Act entitled: "An Act regulating the slaughtering of meat cattle and the selling of meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this Act, and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

S. B. No. 71, by Campbell (Missoula), Walker, McQuitty, Cowan and Staggs: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling county estimates, tax levies and expenditures, providing penalties for the violation thereof, and repealing sections 224 and 230 inclusive, Revised Codes of Montana 1921, and all other Acts and parts of Acts in conflict therewith." Committee on Townships and Counties.

S. B. No. 74, by Survant: A Bill for an Act entitled: "An Act to amend Section 2214 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Laws of the Twentieth Legislative Assembly relating to actions to validate or annul tax deeds and defining the rights of tax title purchasers and their successors in interest." Committee on Judiciary.

S. B. No. 82, by Shelver: A Bill for an Act entitled: "An Act to adjust, correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto." Committee on Townships and Counties.

S. B. No. 92, by Committee on Fish and Game: A Bill for an Act entitled: "An Act defining, regulating and providing for the licensing of fur dealers and their agents and providing penalties for the violation of this Act." Committee on Fish and Game.

S. B. No. 95, by Goodman: A Bill for an Act entitled: "An Act to amend Section 718 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to the affidavit of absentee voters, and to amend Section 721 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to marking and swearing to ballot by the absent elector." Committee on Privileges and Elections.

S. B. No. 105, by Church: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 85 of the Laws of the 20th Legislative Assem-

bly, being amendment to Section 2235 of the Revised Codes of 1921 of the State of Montana, having to do with the sale of unredeemed property by County Commissioners." Committee on Judiciary.

Sub. S. B. No. 106, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the session laws of the Twentieth Legislative Assembly of the State of Montana relating to Building and Loan Associations, in assessment and collection of dues, fines, interest, fees and premiums, and providing for penalty for the violation thereof." Committee on Banks and Banking.

S. B. No. 107, by Keeley: A Bill for an Act entitled: "An Act amending Section 3695 of the Revised Codes of the State of Montana for 1921, as amended by Section six of Chapter 77 of the laws of the Eighteenth Legislative Assembly, pertaining to regulations for use of artificial fish ponds." Committee on Fish and Game.

S. B. No. 110, by Hagerty and Larson: A Bill for an Act entitled: "An Act providing that no Senator or Representative during his elective term as such shall be appointed or employed in any civil office, trust or employment under the State of Montana, and that no member of Congress or other person holding an office (except Notary Public, or in militia) under United States or this State, shall be a member of either house during his continuance in office." Committee on State Boards and Officers.

S. B. No. 111, by Hagerty and Larson: A Bill for an Act entitled: "An Act to amend Sections 1, 3, 4, 8, 12, 13, 14, 17, 18 and 19, of Chapter 109, laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to the regulating and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringements thereof; recognizing and clothing the State Board of Equalization of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violations of this Act, and investing the State Board of Equalization of Montana with the enforcement and administration thereof." Committee on Petroleum Oil and Gas.

S. B. 115, by Schnitzler: A Bill for an Act entitled: "An Act to amend Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Laws of the 18th Legislative Assembly of the State of Montana, and as further amended by Chapter 14 of the laws of the 20th Legislative Assembly of the State of Montana, relating to the arrangement, printing and voting of ballots at primary elections." Committee on Privileges and Elections.

S. B. No. 120, Staggs, Dowlin, Mears: A Bill for an Act entitled: "An Act to amend Section 363 of the Revised Codes of Montana of 1921, as amended by Chapter 40 of the laws of the Eighteenth Legislative Assembly of the State of Montana, 1923, relating to the salary of the chairman of the State Board of Hail Insurance and increasing the same.

S. B. No. 124 by Larson and Campbell of Missoula: A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of courts of record; abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and county officers having charge of election affairs and judges and clerks of election, and

adapting the provisions of the laws as they now exist to the non-partisan election of judges of courts of record." Committee on Privileges and Elections.

S. B. No. 128, by McQuitty: A Bill for an Act entitled: "An Act to amend Section 3379 Revised Codes of Montana, 1921, relating to damages by trespassing stock." Committee on Privileges and Elections.

S. B. No. 129, by Church: A Bill for an Act entitled: "An Act to amend Section 1415 of the Revised Codes of Montana, 1921, as amended by Chapter 42 of the Session Laws of 1923, relating to appointment of, removal and salary of the superintendent of the insane asylum and his assistants." Committee on State Boards and Officers.

S. B. 132, by Kemmis: A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 19 of the Session Laws of the Twentieth Legislative Assembly of Montana relating to delinquent gasoline dealers and license taxes; prescribing the duties of the State Board of Equalization with reference thereto, and the fixing of the amount of the tax; prescribing penalties and interest; providing for liens upon the property of the dealers for delinquent taxes, penalties and interest, and the method and manner of their release; and prescribing the duties of the State Treasurer and Attorney General with reference to said delinquent taxes." Committee on Highways.

S. B. No. 133, by Kemmis: A Bill for an Act entitled: "An Act to amend Section 3170 of the Revised Codes of Montana of 1921 relating to the retailing, vending, compounding and dispensing of drugs, medicine, poisons, chemicals and pharmaceutical preparations." Committee on Public Health and Sanitary Affairs.

Sub. S. B. 146, by Committee on Stockgrowing and Grazing: A Bill for an Act entitled: "An Act defining and providing for the licensing of hide buyers; providing for the inspection and tagging of hides and providing for the issuance and recording of certificates of inspection; providing fees for such inspection; providing penalties for the violation of this act." Committee on Livestock and Public Ranges.

S. J. R. 2, by Eaton: Concerning a uniform law for high schools in the State of Montana and asking for a high school survey commission to be appointed by the State Board of Education. Committee on Education.

S. J. M. 9, by Ruffcorn: A Resolution memorializing the Congress of the United States relating to the policy of caring for the Indians of Montana by the expenditure of Federal appropriations through State agencies. Committee on Federal Relations.

February 26, 1929.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 11-76-115.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. Nos. 115, 76 and 11 and thereupon signed same.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that house resolve itself into Committee of the Whole for Consideration of General Orders under the same rules as the previous sitting.

Mr. Dougherty in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, Senate Amendments to H. B. No. 5, H. B. No. 322, Senate Bill No. 148 and 122. Respectfully report as follows: That Sen. Amend. to House Bill No. 5 to be concurred in.

H. B. No. 322, be amended as follows: Amend Section 1 by striking out lines 10-11-12-13-14-15-16 and inserting in lieu thereof the words Salary of others Fifty-four thousand and one hundred eighty and no /100 Dollars (\$54,180.00). Amend Section 1 by adding after line 37 the following: "(5) For additional land Eleven Thousand Dollars. \$11,000.00." Amend Section 2, by striking lines 11-12-13-14-15-16-17 and inserting in lieu thereof the words Salary of others Fifty-four thousand one hundred eighty and no /100 Dollars (\$54,180.00). Amend Sec. 2 by adding after line 38 the following: "(5) For new buildings, Forty Thousand Dollars (\$40,000.00)". Do pass as amended.

Senate Bill No. 148, be concurred in.

Senate Bill No. 122, be concurred in.

DOUGHERTY, Chairman.

On motion of Dougherty report adopted.

THIRD READING OF HOUSE BILLS

Senate Amendments to H. B. No. 5, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Angvick, Brown (Gallatin), Cooney, English (Deer Lodge), Hodgskiss, Johnson, Leavitt, Lucas, Minette, Miller (Lincoln), Moss, Moulton, Renwick, Shepard. Total 14.

THIRD READING OF SENATE BILLS

S. B. No. 148, introduced by Holt, having been read three several times title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Benjamin, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Dougherty, Ekegren, Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Miller (Fergus), Monaghan, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Angvick, Arnold (Rosebud), Besancon, Bonine, Brown (Gallatin), Cooney, Dunn, English (Deer Lodge), English (Silver Bow), Fairgrieve, Freed, Hodgskiss, Leavitt, Lucas, Minette, Miller (Lincoln), Moss, Nagle, Reed Shepard. Total 20.

S. B. No. 122 introduced by Committee on Fish and Game, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Brown (Gallatin), Cooney, Curran, Darlington, Dunn, Freed, Hodgskiss, Leavitt, Lucas, Metlen, Miller (Lincoln), Moss, Nagle, Reed, Shepard. Total 15.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, February 26, 1929.

Mr. Speaker : I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate requests the recall of Senate Bill No. 124, for further consideration.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Flachsenhar requested that no action be taken on this Bill until the afternoon session. There being no objection, House deferred action until the afternoon session.

Moved by Flachsenhar, seconded and carried that other communications received from the Senate be considered read at length and Journal so show.

Helena, February 25, 1929.

Mr. Speaker : I am directed by the Senate to inform your Honorable Body that the Committee on Stockgrowing and Grazing, having had under consideration House Bill No. 188 by Committee on Livestock and Public Ranges, recommend that bill be not concurred in, report adopted, and bill is herewith returned to the House.

Also, Committee on Stockgrowing and Grazing, having had under consideration House Bill No. 62, by Committee on Livestock and Public Ranges, recommend that bill be not concurred in, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 26, 1929.

Mr. Speaker : I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

- H. B. No. 132 Judiciary.
- H. B. No. 148 Railroads and Transportation.
- H. B. No. 149 Roads and Highways.
- H. B. No. 162 Judiciary.
- H. B. No. 163 Judiciary.

H. B. No. 172 Judiciary.
H. B. No. 182 Dairies and Dairying.
H. B. No. 183 Oils and Leases.
H. B. No. 187 Counties and Towns.
H. B. No. 194 Education.
H. B. No. 197 Roads and Highways.
Sub. H. B. No. 135 Labor and Capital.
H. B. No. 64 Counties and Towns.
H. B. No. 177 Counties and Towns.
H. B. No. 196 Aviation.
H. B. No. 224 Finance and Claims.
H. B. No. 242 Taxation.
H. B. No. 256 Judiciary.
H. B. No. 259 Corporations Other Than Municipal.
Sub. H. B. No. 301 Stockgrowing and Grazing.
H. B. No. 316 Finance and Claims.
H. B. No. 318 Finance and Claims.
H. B. No. 240 Finance and Claims.
H. B. No. 248 Taxation.
H. B. No. 250 Education.
H. B. No. 258 Education.
H. B. No. 260 Finance and Claims.
H. B. No. 320 Finance and Claims.
H. B. No. 32 Roads and Highways.
H. B. No. 190 Counties and Towns.
H. B. No. 284 Taxation.
Sub. H. B. No. 146 Taxation.
H. B. No. 198 Education.
H. B. No. 296 Taxation.
H. B. No. 299 Taxation.
H. B. No. 324 Finance and Claims.
H. B. No. 298 Railroads and Transportation.
H. B. No. 307 Judiciary.
H. B. 310 Finance and Claims.
H. B. No. 311 Finance and Claims.
H. B. No. 312 Finance and Claims.
H. B. No. 313 Finance and Claims.
H. B. 314 Finance and Claims.
H. B. No. 315 Judiciary.
H. B. No. 317 Finance and Claims.
H. B. No. 319 Finance and Claims.
Sub. H. B. No. 24 Finance and Claims.
H. B. No. 35 Stockgrowing and Grazing.
H. B. No. 73 Judiciary.
Sub. H. B. No. 85 Public Morals.
Sub. H. B. No. 86 Taxation.
Sub. H. B. No. 94 Roads and Highways.
Sub. H. B. No. 112 Labor and Capital.
Sub. H. B. No. 52 and 66 Compensation.
H. B. No. 204 Judiciary.

H. B. No. 206 Public Morals.
H. B. No. 208 Finance and Claims.
H. B. No. 209 Insurance.
H. B. No. 217 Judiciary.
Sub. H. B. No. 218 Irrigation and Water Rights.
H. B. No. 228 Sanitary Affairs.
H. B. No. 235 Roads and Highways.
H. B. No. 238 Counties and Towns.
H. B. No. 239 Counties and Towns.
H. B. No. 241 Judiciary.
H. B. No. 244 Judiciary.
H. B. No. 247 Counties and Towns.
H. B. No. 249 Education.
Sub. H. B. 251, 252, 253, 254 Education.
H. B. No. 265 Judiciary.
H. B. No. 267 Judiciary.
Sub. H. B. No. 268 Taxation.
H. B. N. 270 Agriculture.
H. B. No. 272 Judiciary.
H. B. No. 275 Finance and Claims.
H. B. No. 277 Public Lands.
H. B. No. 280 Judiciary.
Sub. H. B. No. 281 Mines and Mining.
H. B. No. 282 Finance and Claims.
H. B. No. 283 Finance and Claims.
H. B. No. 287 Judiciary.
H. B. No. 289 Banks and Banking.
Sub. H. B. No. 285 Constitutional Amendments.
H. B. No. 147 Judiciary.
H. B. No. 290 Judiciary.
H. B. No. 295 Judiciary.
Sub. H. B. No. 297 Oils and Leases.
Sub. H. B. No. 199 Roads and Highways.
Sub. H. B. No. 291 Judiciary.
H. B. No. 306 Judiciary.
H. J. R. No. 5 Taxation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carred, that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Fish and Game having had under consideration, Senate Bill No. 107 being A Bill for an Act entitled: "An Act amending Section 3695 of the Revised Codes of the State of Montana for 1921, as amended by Section Six of Chapter 77 of the laws of the

Eighteenth Legislative Assembly, pertaining to regulations for use of artificial fish ponds." Respectfully report as follows: That Senate Bill, No. 107 be concurred in.

NELSON, Chairman.

On motion of Nelson report adopted.

Mr. Speaker: We, your Committee on Fish and Game having had under consideration, Senate Bill No. 92 being A Bill for an Act entitled: "An Act defining, regulating and providing for the licensing of fur dealers and their agents and providing penalties for the violation of this Act." Respectfully report as follows: That Senate Bill No. 92 be concurred in.

NELSON, Chairman.

On motion of Nelson report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, Senate Bill No. 81: A Bill for an Act entitled: "An Act to provide for the transfer of accumulated unidentified and unclassified cash items in the office of the State Treasurer to the general fund of the State of Montana and authorizing the State Treasurer to transfer the same when accumulated. Respectfully report as follows: That Senate Bill, No. 81 be concurred in.

REED, Chairman.

On motion of Reed report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar that the request of the Senate received this morning that S. B. No. 124 be returned to the Senate, be granted.

Moved by Nagle, seconded and carried that S. B. No. 124 be not acted upon for one hour or until 3:35 this afternoon.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length, and referred to committees:

H. B. 333, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners." Committee on Appropriations.

H. B. 334, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the purpose of rebuilding and installing a sanitary water supply, sanitary lavatories, toilets and sewage system at the Montana State Fair." Committee on Appropriations.

H. B. 335, By Appropriations Committee: A Bill for an Act entitled: "An Act authorizing and directing the State Board of Examiners to provide for the construction and erection of a show barn for the display of sheep at the State Fair Grounds in Lewis and Clark County, Montana, and to appropriate money therefor." Committee on Appropriations.

H. B. 336, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money in favor of the City of Glendive for special improvement assessments on State owned lots, subject to the approval of the State Board of Examiners." Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, duly seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General Orders.

Mr. Brown of Gallatin in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, Senate Bills Nos. 81-92-107 Respectfully report as follows: That Senate Bill No. 81 be concurred in.

S. B. No. 92, be concurred in.

S. B. No. 107, be amended as follows: Amend Section 1 by striking out in line 12 the figure "150" and inserting in lieu thereof the figure "500" be concurred in as amended.

BROWN (Gallatin), Chairman.

On motion of Brown report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate and read:

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate, on roll call, reconsidered its former action requesting the House for the return of S. B. No. 124.

Respectfully,

J. F. CONE,
Secretary of the Senate.

THIRD READING OF SENATE BILLS

S. B. No. 81, introduced by Committee on Finance and Claims, having been read three several times title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Buck, Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Curran, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Johnson, Knight, Leavens, Lewis, Lillis, Logan, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Angvick, Benjamin, Besancon, Cooney, English (Deer Lodge), Hanley, Jameson, Kinville, Kruse, Leavitt, Lucas, MacRae, Merritt, Minette, Miller (Lincoln), Moss, Nagle, Shepard. Total 18.

S. B. No. 92, introduced by Committee on Fish and Game having been read three several times title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Lillis, Logan, Mason, Manning, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Pauly, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Willard, Willis, Wilson, Mr. Speaker. Total 77.

Noes: Ballard, Bretzke, Marshall, Purnell, Thorburn, Wickware, Woodcock. Total 7.

Absent and not voting: Brown (Cascade), Cooney, Erickson, Fulsher, Kinville, Leavitt, Lewis, Lucas, MacRae, Merritt, Minette, Miller (Lincoln), Moss, O'Day, Parker, Rigg, Shepard. Total 18.

S. B. No. 107, introduced by Keeley, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Ericksoon, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Ballard, Besancon, Burrell, Dean, Willard. Total 5.

Absent and not voting: Barry, Cooney, Fulsher, Kinville, Kruse, Lucas, MacRae, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Rigg, Shepard. Total 14.

MOTIONS AND RESOLUTIONS

Flachsenhar withdrew his motion relative to action on S. B. No. 124.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations having had under consideration H. B. No. 334: A Bill for an Act entitled: "An Act appropriating money for the purpose of re-building and installing a sanitary water supply, sanitary lavatories, toilets and sewage system at the Montana State Fair." Respectfully report as follows: That H. B. No. 334, do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your Committee on Appropriations having had under consideration H. B. No. 333: A Bill for an Act entitled: "An Act to appropriate money for the payment of William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners." Respectfully report as follows: That H. B. No. 33, do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your Committee on Appropriations having had under consideration, House Bill No. 335: A Bill for an Act entitled: "An Act authorizing and directing the State Board of Examiners to provide for the construction and erection of a show barn for display of sheep at the State Fair Grounds in Lewis and Clark County, Montana, and to appropriate money therefor." Respectfully report as follows: That House Bill No. 335 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your Committee on Appropriations having had under consideration, House Bill No. 336: A Bill for an Act entitled: "An Act to appropriate money in favor of the City of Glendive for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners." Respectfully report as follows: That House Bill, No. 336 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration, Senate Substitute for House Bill No. 62: A Bill for an Act entitled: "An Act regulating the slaughtering of neat cattle and the selling of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat, for the issuance and recording of certificates of inspection, fees for such inspection and penalties for violation of this act, and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith." Respectfully report as follows: That said Bill be amended as follows: In Section 3, page 3 of the typewritten bill, in line seventeen, by striking out the comma after the words "cents" (the first word in that line) and by inserting a comma between the words "hides" and "and" in that same line. In Section 5, page 4 of the typewritten bill, in line 17 by striking out, after the word "purchase," the words "at retail" and inserting in lieu thereof the words "from a licensed butcher or peddler." In Section 9, page 5 of the typewritten bill, in lines 14 and 15, by striking out the words "or who wilfully falsifies any records required by this Act." And that as so amended, that it be concurred in.

LEAVENS, Chairman.

On motion of Leavens report adopted.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning at 10:00, February twenty-seventh.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-SECOND DAY

House of Representatives
Helena, Montana, February 27, 1929.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Minette (excused for the balance of the week), Miller (Lincoln), Moss, Renwick excused; Shepard and Thorburn absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-first legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Printing Committee reported as follows:

Helena, Montana, February 27, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 325-321-328-330-323 beg leave to report that the same have this day been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following Bills correctly enrolled: H. B. No. 5.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 5, and thereupon signed same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Insurance having had under consideration, Senate Bill No. 73: A Bill for an Act entitled: "An Act to amend Section 6340 of the Revised Codes of the State of Montana, 1921, relating to medical examination, number of certificates and mortality tables of fraternal benefit societies." Respectfully report as follows: That Senate Bill No. 75 be concurred in.

SAMPLE, Chairman.

On motion of Flachsenhar report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, Senate Bill No. 30: A Bill for an Act entitled: "An Act to amend Section 1271 of the Revised Codes of Montana 1921 as amended by Chapter 27 of the Eighteenth Session Laws of the Legislative Assembly relating to the powers and duties of boards of trustees of county high schools." Respectfully report as follows: That Senate Bill No. 30 be concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration, Senate Bill No. 63: A Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, and to authorize the state board of education to hold meetings of the board at places other than the State Capitol." Respectfully report as follows: That Senate Bill No. 63 be concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 169, by Nelson (by request) was this day recommended for non-concurrence by the Committee of the Whole, report adopted, and bill is herewith returned to the House.

Also, House Bill No. 119, by Miller of Fergus and Moulton was this day on motion, taken from General File and indefinitely postponed. Bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that Senate Communications be considered read at length and Journal so show.

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 104, by Miller of Fergus and Moulton, was this day read three several times and concurred in as amended, title and history agreed to, and is herewith returned to the House for concurrence in Senate Amendments.

Amend Section 1 by inserting after the figures "1927" in Line 16 of Page 3 of the bill, being line 14 of sub-division 11 of Section 1 of the original bill, the following: "nor the provisions of the Act or Acts of the 21st Legislative Assembly amendatory of said Chapter 102 of the Laws of the 21st Legislative Assembly of the State of Montana."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 192, by Wilson and Darlinton, was this day recommended for non-concurrence by the Committee of the Whole, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title and History agreed to, and are herewith transmitted to the House:

- H. B. No. 118, by Knight.
- H. B. No. 151, by Miller of Fergus, Hanley, Salyerds and Moulton.
- H. J. M. No. 3, by Willis.
- H. B. No. 111, by Leavens.
- H. B. No. 138 by Appropriations Committee.
- H. B. No. 200, by Darlinton.
- H. B. No. 23, by Marshall and Besancon.
- H. B. No. 129, by Jergensen.
- H. B. No. 154, by Roll.
- H. B. No. 152, by Committee on Affairs of Cities.
- H. B. No. 99, by Dellwo.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

- That H. B. No. 111 be concurred in.
- That H. B. No. 169 be not concurred in.
- That H. B. No. 138 be concurred in.
- That H. B. No 200 be concurred in.
- That consideration of H. B. No. 90 be passed for the day.
- That H. B. No. 23 be Concurred in.
- That H. B. No. 129 be concurred in.
- That consideration of H. B. No. 166 be passed for the day.
- That H. B. No. 152 be concurred in.
- That H. B. No. 154 be concurred in.
- That consideration of H. B. No. 48 be passed for the day.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: H. B. No. 192, by Wilson and Darlinton: Recommend same for non-concurrence.

Committee on Judiciary: H. B. No. 97, by Appropriations Committee: Recommend same for concurrence.

Committee on Judiciary: H. B. No. 106, by Committee on Irrigation and Water Rights: Recommend same for Concurrence.

Committee on Education: H. J. R. No. 3, by Committee on Education: Recommend same for concurrence.

Committee on Counties and Towns: H. B. No. 195, by Jameson: Recommend same for concurrence.

Committee on Counties and Towns: H. B. No. 213, by Roll: Recommend same for concurrence.

Committee on Counties and Towns: H. B. No. 215, by Roll: Recommend same for concurrence.

Committee on Counties and Towns: H. B. No. 110, by Goodwin: Recommend same be amended in Section 1 of the original bill on Page 2, Line 19, after the word "transported," and in front of the comma by adding the words "within the county;" further amend in Section 1, Page 2, Line 26, by striking out the words "State of Montana" and inserting in lieu thereof the word "County"; further amend in Section 1 by striking out the quotation marks at the end of the Section and by adding the following words and punctuation at the end of the Section: When two or more officers travel in the same automobile in the discharge of any duty but one mileage shall be allowed." And as so amended, recommend same for concurrence.

Committee on Agriculture: Sub. for H. B. No. 164, by Committee on Agriculture: Recommend same be amended in Section 3, Line 1, of the printed bill, by striking out the word "all" before the word "charges" and the words "made by any" before the word "public," and inserting the words "must be made by all" and by striking out the word "shall be" in Line 2 of Section 3, and as so amended, recommend same for concurrence.

Committee on Education: H. B. No. 137, by Committee on Education: Recommend same be amended by striking out the words "of the highest degree" in Line 10; also amend by striking out the words "of the highest degree" in Line 13; and as so amended, recommend same for concurrence.

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Dougherty in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate Substitute for House Bill No. 62, Sen. Amendments to H. B. No. 104, Sen. Bill No. 30, S. B. No. 63, S. B. No. 73. Respectfully report as follows: That Sen. Sub. for H. Bill No. 62 consideration passed until this afternoon.

Senate Amendments to H. B. No. 104, be concurred in.

Senate Bill No. 30, be amended as follows: Amend title to S. B. No. 30, by striking out in line 2 the figures "27" and inserting in lieu thereof the figures "1927."

Amend Section one of Sen. B. No. 30, by inserting in line 4 of the printed bill before "Powers and Duties" the section number 1271.

That S. B. No. 30 be concurred in as amended.

S. B. No. 63, consideration passed for the day.

S. B. No. 73, be concurred in.

DOUGHERTY, Chairman.

On motion of Dougherty report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. 322.

GREEN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

Senate Amendments to H. B. No. 104 introduced by Wilson, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Metlen, Monoghan, Miller (Fergus), Moulton, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph Ross, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Stillwater), Barry, Brown (Cascade), Curran, Dellwo, George, Jones, Lucas, Marshall, Merritt, Minette, Miller (Lincoln), Moss, Nelson, Renwick, Ryder, Shepard, Thorburn, Willard, Willis. Total 21.

THIRD READING OF SENATE BILLS

S. B. No. 30 introduced by Goodman having been read three several times, title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dougherty, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Hodgskiss, Jameson, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Metlen, Monoghan, Nagle, Nelstead, Nicholson, Parker, Pauly, Purnell, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Woodcock, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Doran, Dunn, English (Deer Lodge), Freed, Fulsher, George, Hanley, Henderson, Jensen, Johnson, Jones, Kinville, Lucas, Mason, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, O'Day, Reed, Renwick, Shepard, Thorburn, Wickware, Willard, Willis, Wilson. Total 35.

S. B. No. 73 introduced by Survant by request having been read three several times, title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dough-

erty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hodgskiss, Jensen, Jergensen, Knight, Leavens, Leavitt, Logan, MacRae, Manning, Marshall, Metlen, Monaghan, Murphy, Nagle, Nelstead, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Woodcock, Mr. Speaker. Total 68.

Noes: Ekegren. Total 1.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, English (Deer Lodge), George, Hanley, Henderson, Jameson, Johnson, Jones, Kinville, Kruse, Lewis, Lillis, Lucas, Mason, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nelson, Nicholson, O'Day, Renwick, Ross, Shepard, Thorburn, Willard, Willis, Wilson. Total 33.

THIRD READING OF HOUSE BILLS

H. B. No. 322, introduced by Appropriations Committee having been read three several times title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Doran, Deugherty, Dunn, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Sample, Sheffer, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Arnold (Stillwater), Dellwo, English (Deer Lodge), Fairgrieve, Johnson, Lillis, Lucas, Merritt, Minette, Monaghan, Miller (Lincoln), Moss, Nelson, Renwick, Ryder, Salyerds, Shepard, Simpson, Thorburn, Willis. Total 20.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations, having had under consideration H. B. No. 71: A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments and irrigation taxes on certain state lands situate within the exterior boundaries of the Tongue and Yellowstone River Irrigation District in Custer County, Montana." Respectfully report as follows: That H. B. No. 71, be amended as follows: Amend "Section 1" by striking out the figures "\$3452.93" in line 1 of said section, and inserting in lieu thereof the words and figures "Two Thousand Dollars (\$2,000.00)". Amend "Section 2" by renumbering it to read "Section 4". Amend by adding a new section to be known as "Section 2," reading as follows: "Section 2. The State Board of Examiners are hereby authorized and directed to audit the claim of The Tongue and Yellowstone River Irrigation District in Custer County, Montana, and to approve it for so much of the sum above named as to them shall seem correct and just and no warrant shall be drawn by the State

Auditor upon the above appropriation until he has received such approval from said State Board of Examiners, at which time he shall draw a warrant for the amount specified by said State Board of Examiners." Amend by adding a new Section to be known as "Section 3," reading as follows: "Section 3. The appropriations herein provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act." Recommend the bill do pass as amended.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Privileges and Elections, having had under consideration Senate Bill No. 115, introduced by Schnitzler: A Bill for an Act entitled: "An Act to amend Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Laws of the 18th Legislative Assembly of the State of Montana, and as further amended by Chapter 14 of the Laws of the 20th Legislative Assembly of the State of Montana, relating to the arrangement, printing and voting of ballots at primary elections." Respectfully report as follows: That S. B. No. 115, be concurred in.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Privileges and Elections, having had under consideration S. B. No. 6, introduced by Kemmis: A Bill for an Act entitled: "An Act to amend Chapter 98 of the Session Laws of the Eighteenth Legislative Assembly relating to the qualifications of electors entitled to vote upon proposals to create or increase indebtedness of the state, county, city, town, school district or other municipal corporations and relating to official duties concerned therewith." Respectfully report as follows: That S. B. No. 6, be concurred in.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Privileges and Elections, having had under consideration S. B. No. 128, introduced by McQuitty: A Bill for an act entitled: "An Act to amend Section 3379 Revised Codes of Montana 1921, relating to damages by trespassing stock." Respectfully report as follows: That S. B. No. 128, Recommend that the same be taken from the Committee on Privileges and Elections and re-referred to Livestock Committee.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Privileges and Elections, having had under consideration S. B. No. 95, introduced by Goodman: A Bill for an Act entitled: "An Act to amend Section 718 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to the affidavit of absentee voters, and to Amend Section 721 of the Revised Codes of Montana of 1921, as amended by Chapter 151 of the Session Laws of the 18th Legislative Assembly of the State of Montana, relating to marking and swearing to ballot the absent elector." Respectfully report as follows: That S. B. No. 95, be not concurred in.

KNIGHT, Chairman.

On motion of Knight report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration S. B. No. 55, introduced by Donovan and Cowan: A Bill for an Act entitled: "An Act to prescribe the salary of the assistant in the Law Library." Respectfully report as follows: That S. B. No. 55, be amended as follows: Amend the title of the bill as follows: By inserting after the word "Act" in Line 5 of the original bill the following: "to amend Section 1569 of the Revised Codes of Montana, 1921 and". That all of Section 1 be stricken out and that the following be inserted in lieu thereof: "Section 1.

That Section 1569 of the Revised Codes of Montana, 1921, be and is hereby amended to read as follows: "Section 1569. Assistant—Employment and Salary. To carry out the provisions of this Act, the librarian of the law department of the state library is hereby authorized, and empowered to employ an assistant at a salary of eighteen hundred dollars per year payable in monthly installments of one hundred and fifty dollars each," and that as amended, S. B. No. 55, be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

CONSIDERATION OF MESAGES FROM THE SENATE

Helena, February 26, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House Bill No. 68, as recommended for concurrence by the Conference Committee report.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate requests the recall of House Bill No. 169, for further consideration.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the Senate request be complied with and H. B. No. 169 be returned to the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Benjamin in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration Senate substitute for H. B. No. 62, S. B. No. 6, S. B. No. 55 and S. B. No. 115, respectfully report as follows: That Senate substitute for H. B. No. 62, be amended as follows: Amend Section 3 by inserting after the word "use" in line 34, the following words: "or for the use of himself and three neighbors." That Senate substitute for H. B. No. 62, be concurred in as amended.

That S. B. No. 115, be amended as follows: Amend Section one of S. B. No. 115, by inserting in line 2 of printed bill before the word "Twentieth" the following: "Eighteenth Legislative Assembly, and as Further Amended by Chapter 14 of the Laws of the". That S. B. No. 115, be concurred in as amended.

BENJAMIN, Chairman.

Moved by Benjamin that report be adopted.

Moved by Ryder, as substitute motion, that S. B. No. 6, be segregated from the report, seconded and motion lost. Original motion of Benjamin seconded and carried.

Report adopted.

THIRD READING OF SENATE BILLS

Senate Substitute for H. B. No. 62, introduced by Duncan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Ballard, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Doran, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, MacRae, Manning, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Reed, Ross, Ryder, Simpson, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Woodcock, Mr. Speaker. Total 62.

Noes: Angvick, Barry, Buck, Chatham, Dellwo, English (Silver Bow), Lewis, Mason, Marshall, O'Day, Parker, Purnell, Sheffer, Willard, Willis, Wilson. Total 16.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Dougherty, Dunn, Freed, Fulsher, George, Gordon, Jensen, Johnson, Leavitt, Lucas, Merritt, Minette, Miller (Lincoln), Moss, Renwick, Rigg, Roll, Rolph, Salyerds, Sample, Shepard, Steeves. Total 24.

S. B. No. 6, introduced by Kemmis, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Ballard, Barry Benjamin, Bonine, Brown (Gallatin), Budas, Burrell, Cooney, Dellwo, Doran, Dougherty, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Hanley, Henderson, Jameson, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, MacRae, Mason, Marshall, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Rolph, Salyerds, Simpson, Sullivan, Ueland, Waite, Wilson, Woodcock, Mr. Speaker. Total 55.

Noes: Angvick, Besancon, Brown (Cascade), Chapman, Clausen, Curran, Dean, Ekegren, Freed, Gordon, Green, Hagestad, Hodgskiss, Jensen, Jergensen, Lewis, Manning, Roll, Ross, Ryder, Sample, Sheffer, Steeves, Thorburn, Tinsley, Warren, Wickware, Willard, Willis. Total 29.

Absent and not voting: Arnold (Stillwater), Bretzke, Buck, Chatham, Darlington, Dunn, George, Johnson, Leavitt, Lucas, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Reed, Renwick, Shepard. Total 18.

S. B. No. 55, introduced by Donovan and Cowan, having been read three several times title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dunn, Ekegren, English, (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Sullinvan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Dougherty, Steeves. Total 2.

Absent and not voting: Arnold (Stillwater), Chatham, Doran, English (Deer Lodge), Freed, George, Johnson, Jones, Leavitt, Lucas, Merritt, Minette, Miller (Lincoln), Moss, Nelson, Renwick, Shepard, Willis. Total 18.

S. B. No. 115 introduced by Schnitzler, having been read three several times title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Ballard, Barry, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Mason, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Arnold (Rosebud), Besancon, Freed, Jensen. Total 4.

Absent and not voting: Angvick, Arnold (Stillwater), Benjamin, Brown (Cascade), Chatham, Jergensen, Johnson, Lucas, Merritt, MacRae, Miller (Lincoln), Moss, Murphy, Reed, Renwick, Shepard, Sullivan, Tinsley, Willis. Total 19.

The Printing Committee reported as follows:

Helena, Montana, February 27, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 326, 327, 329, 331, 332 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Helena, Montana, February 27, 1929.

Mr. Speaker: We, your committee on Printing to whom was referred House Bills, Nos. 333, 334, 335, 336 beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

There being no objections House reverted to Order of business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 92: A Bill for an Act entitled: "An Act to appropriate money for the payment of assessments and interest on delinquent assessments on certain school lands in the Madison Dike and Drainage District of Gallatin County, Montana." Respectfully report as follows: That House Bill, No. 92 do not pass, but that substitute for House Bill No. 92: A Bill for an Act entitled: "An Act to appropriate money for the payment of assessments and interest on delinquent assessments on certain school lands in the Madison Dike and Drainage District of Gallatin County, Montana."

REED, Chairman.

On motion of Reed report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR

The following communications were received from the Governor:

Helena, February 27, 1929.

Mr. Speaker,
House of Representatives,
Helena,

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 4—Relating to issuance of county bonds for erection or purchase of buildings for high school purposes.

H. B. No. 11—Providing for construction and furnishing of a Montana Historical Library building.

H. B. No. 16—Relating to sale of lands for taxes.

H. B. No. 59—Relating to open season on elk in Teton and Lewis and Clark counties.

H. B. No. 76—Providing for publication of report of State Examiner covering examination of cities and towns.

H. B. 84—Relating to elections of county and city central committee-men.

H. B. No. 105—Relating to time of regular and extra meetings of Boards of County Commissioners.

H. B. No. 115—Relating to administration of estates by Public Administrators.

H. B. No. 127—Granting to the United States concurrent police jurisdiction over the rights of way of the Blackfeet Highway.

J. E. ERICKSON, Governor.

The Speaker gave notice that he was about to sign Senate Bills Nos. 148, 81, and 92 and thereupon signed same.

Moved by Flachsenhar, seconded and carried that House adjourn until tomorrow morning February twenty-eighth at eleven o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-THIRD DAY

House of Representatives

Helena, Montana, February 28, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Fulsher and Roll, absent; Minette and Miller (Lincoln), excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-second legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Townships and Counties having had under consideration, Senate Bill No. 31: A Bill for an Act entitled: "An Act to amend Section 4764 of the Revised Codes of Montana of 1921 as amended by Chapter 89 of the laws of the Eighteenth Legislative Assembly and as further amended by Chapter 137 of the laws of the Nineteenth Legislative Assembly and by Chapter 134 of the laws of the Twentieth Legislative Assembly, relating to the deposit of county, city and town funds. Respectfully report as follows: That Senate Bill, No. 31 be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Townships and Counties having had under consideration Senate Bill No. 28: A Bill for an Act entitled: "An Act to amend Section 4874 of the Revised Codes of Montana of 1921 as amended by Chapter 82 of the laws of the 18th Legislative Assembly, and to empower the duly elected and qualified county commissioners of the State of Montana to authorize the appointment of special deputy sheriffs in any unincorporated town or village within their jurisdiction whenever in the judgment of said county commissioners an emergency arises or exists; and empowering boards of county commissioners to allow an additional number of deputy county officers than the maximum fixed by law." Respectfully report as follows: That Senate Bill No. 28 be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House Amendments to Senate Bill No. 30.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House Amendments to Senate Bills Nos. 107 and No. 122.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that further communications from the Senate be considered read at length and Journal so show.

Helena, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee Reports, and are herewith returned to the House: H. B. No. 241, by Jameson; H. B. No. 183, by Committee on Petroleum, Oil and Gas; H. B. No. 172, by Metlen, Jameson, Ross, Pauly and Willard; H. B. No. 155, by Jameson. Sub. H. B. No. 103, by Judiciary Committee; H. B. No. 17, by Leavitt; H. B. No. 45, by Moulton, Miller of Fergus, Salyerds and Hanley.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Public Morals: Sub. H. B. No. 77, by Committee on Fairs and Expositions: Without recommendation. On motion, duly seconded and carried, placed on General File.

Committee on Counties and Towns: H. B. No. 83, by Brown of Gallatin: Recommend same be amended as follows: Amend Section 1 by inserting in line 22 of the printed bill after the word "code" the following words: "and Chapter 148, Twentieth Legislative Assembly" and in line 35 of the same Section after the word "code" insert the words "and Chapter 148, Twentieth Legislative Assembly;" and as so amended, recommend same be concurred in.

Committee on Workmen's Compensation: Sub. H. B. Nos. 52 and 66,
by Committee on Workmen's Compensation: Recommend same be Con-
curred in.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable
Body that the Committee of the Whole, having had under consideration
business on General File, respectfully report and recommend as follows:

That H. B. No. 96, be concurred in.

That consideration of H. B. No. 124, be passed for the day.

That H. B. No. 230, be concurred in.

That H. B. No. 79, be concurred in.

That H. B. No. 232, be concurred in.

That H. B. No. 170 be concurred in.

That H. J. M. No. 4, be amended by striking out Lines 8, 9 and 10 and
as so amended, recommend same be concurred in.

That H. J. M. No. 5, be concurred in.

That H. J. R. No. 4, be concurred in.

That H. B. No. 82, be concurred in.

That H. B. No. 113, be amended in Section 1 by inserting in Line 21
after the letters "M. P. M." the words "and that part of Big Horn County
lying east of 107 Meridian"; also in Section 1 by striking out in Line 9
after the word "year" all the rest of Line 9, all of Line 10 and Line 11, up
to and including the word "inclusive" in Line 11; also in Section 1 by
striking out in Line 15 the word "Teton;" and as so amended, recommend
same be concurred in.

That Sub. H. B. No. 61, be concurred in.

That H. B. No. 110, be concurred in.

That consideration of H. B. No. 195 be passed for the day.

That consideration of H. B. No. 213 be passed for the day.

That consideration of H. B. No. 215 be passed for the day.

That H. B. No. 97 be concurred in.

That consideration of H. B. No. 106 be passed for the day.

That H. J. R. No. 3, be concurred in.

That consideration of H. B. No. 137 be passed for the day.

That sub for H. B. No. 164 be concurred in.

That Sub. for H. B. No. 77 be amended in Section 1 by adding in Line
9 after the word "patrons" the words "except minors"; also in Section 1
by adding in Line 12 after the word "patrons" the words "except minors";
also in Section 1 by adding in Line 6 after the word "patrons" the words
"except minors"; also in Section 1 by adding in Line 14 after the word
"patrons" the words "except minors"; also in section 1 by adding in Line
16 after the word "wager" the following: "providing that no fair or racing
association held on Sunday shall come within the provisions of this Act";
and as so amended, recommend same be concurred in.

That H. B. No. 83 be concurred in.

That consideration of Sub. for House Bills Nos. 52 and 66 be passed for
the day.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable
Body that Standing Committees this day reported as follows, reports adopt-
ed:

Committee on Taxation: Sub. for H. B. No. 63, by Ekegren and Ross: Recommend same be concurred in.

Committee on Taxation: H. B. No. 179, by Committee on Revenue and Taxation: Recommend same be concurred in.

Committee on Taxation: H. B. No. 180, by Committee on Revenue and Taxation: Recommend same be concurred in.

Committee on Taxation: H. B. No. 181, by Committee on Revenue and Taxation: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 17, by Leavitt: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 103, by Judiciary Committee: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 70, by Jameson: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 241, by Jameson: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 155, by Jameson: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 172, by Metlen, Jameson, Ross, Pauly and Willard: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 175, by Jameson: Recommend same be amended in Section 2, Line 30 of the typewritten bill by striking from said line the word "conclusive" and inserting in lieu thereof the words "prima facie", and as so amended, recommend same be concurred in.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 90 be amended in Section 1 by striking out in Line 1 the final "s" in word "sections" and the words and figures "and 538 comprising Chapter 45" and all in line 1; also by striking out the word "are" in Section 1 and inserting in lieu thereof the word "is"; also amend title by striking out in Lines 1 and 2 the words and figures "and 538 comprising Chapter 45," and the final "s" in the word "sections" in Line 1 of the title, and as so amended, recommend same be concurred in.

That consideration of H. B. No. 166 be passed for the day.

That H. B. No. 48 be concurred in.

That consideration of H. B. No. 202 be passed for the day.

That Substitute for House Bills Nos. 37 and 57 be amended by striking out Section 2; also by striking out Section 3, and re-numbering remaining Sections to conform; and as so amended, recommend same be concurred in.

That H. B. No. 45 be not concurred in.

That H. B. No. 168 be concurred in.

That H. B. No. 107 be amended in Section 4 by striking out in Line 2 the words "applying for" and inserting in lieu thereof the word "obtaining," and as so amended, recommend same be concurred in.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, February 27, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Insurance: H. B. No. 209, by George and Bonine: Recommend same be amended as follows: Amend title by adding the word "written" in Line 4, Page 1, after the word "certain"; Amend in Line 13, Page 1, by adding the word "written" after the word "all". Amend in Line 17, Page 1, by adding the word "written" after the word "said." Amend in Line 3, Page 2, by adding the word "written" after the word "any". And, as so amended, recommend same for concurrence.

Committee on Oils and Leases: H. B. No. 183, by Committee on Petroleum, Oil and Gas: Recommend same for non-concurrence.

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that the House resolve itself into a Committee of the Whole for the Consideration of General Orders, under the same rules as the previous sitting.

Mr. Leavitt in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration S. B. No. 63; H. Bills Nos. 321, 323, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, S. B. No. 28 and S. B. No. 31, respectfully report as follows:

That S. B. No. 63, consideration passed temporarily.

H. B. No. 321, be amended as follows: Amend Section one by striking out in line 37 on page 2, the words and figures, "Thirty-five Thousand Four Hundred Dollars (\$35,400.00) and insert in lieu thereof the words and figures "Thirty-Nine Thousand Dollars (\$39,000.00); and insert after line 41 the following: "Salary of State Tax Counsel, Three Thousand Dollars (\$3,000.00)." Strike all of line 43½; strike in lines 44 and 45 the words and figures "Eight Thousand Seven Hundred Dollars (\$8,700.00)" and insert in lieu thereof the words and figures "Twelve Thousand Dollars (\$12,000.00)". In line 72 on page 3, strike the words and figures "Twenty-Two Thousand Five Hundred Dollars (\$22,500.00)," and insert in lieu thereof the words and figures "Twenty Four Thousand Five Hundred Dollars (\$24,500.00)". On line 76, strike the words and figures "Sixteen Thousand Five Hundred Dollars (\$16,500.00)" and insert in lieu thereof the words and figures "Eighteen Thousand Five Hundred Dollars (\$18,500.00)." Amend Section 2 by striking out in line 32 page 4, the words and figures "Thirty-five Thousand Four Hundred Dollars (\$35,400.00)" and insert in lieu thereof the words and figures "Thirty Nine Thousand Dollars (\$39,000.00)". Insert after line 36, the following: "Salary of State Tax Counsel, Three Thousand Dollars (\$3,000.00)". Strike all of line 39. Strike the words and figures in lines 40 and 41 on pages 4 and 5, "Eight Thousand Seven Hundred Dollars (\$8,700.00) and insert in lieu thereof the words and figures "Twelve Thousand Dollars (\$12,000.00)". In line 68 of page 5, strike the words and figures "Twenty-two Thousand Five Hundred Dollars (\$22,500.00)" and insert in lieu thereof the words and figures "Twenty-four Thousand Five Hundred Dollars (\$24,500.00)". In line 71, strike the words and figures "Sixteen Thousand Five Hundred Dollars (\$16,500.00)," and insert in lieu thereof the words and figures "Eighteen Thousand Five Hundred Dollars (\$18,500.00)." That H. B. No. 321 do pass as amended.

H. B. No. 323, be amended as follows: Amend Section 2 by adding after line 32, the following Section: "(4) For Printing Attorney General's Opinions and Reports, One Thousand Two Hundred Fifty Dollars (\$1,250.00)" That H. B. No. 323 do pass as amended.

H. B. No. 325, do pass.

H. B. No. 326, do pass.

H. B. No. 327, do pass.

H. B. No. 328, do pass.

H. B. No. 329, consideration passed temporarily.

H. B. No. 330, be amended as follows: Amend Section 1, page 2, by inserting after line 54, the following: "Board of Equalization." That there is hereby transferred from the appropriations for the State Board of Equalization, Salary of Chief Clerk, One Hundred Twelve and Fifty one-hundredths Dollars, (\$112.50)". From Salary of Corporation License Tax Auditor, One Hundred Eighty-five Dollars (\$185.00)". From Salary of Inheritance Tax Counsel, Nine Hundred Seventy-five Dollars (\$975.00)", and re-appropriating the total of Twelve Hundred Seventy-two and Fifty one-hundred Dollars, (01,272.50) to the appropriation for the Board of Equalization, "Salaries of Other Employees. H. B. No. 330 do pass, as amended.

H. B. No. 331, do pass.

H. B. No. 332, do pass.

H. B. No. 333 do pass.

Reverted to H. B. No. 329: Recommend H. B. No. 329 be amended as follows: Amend Section 2 by inserting in line 1 of printed bill after "Section 2" the following: It is specifically provided that said appropriation shall not become effective until the State Board of Examiners shall have audited and approved said claim in the amount by them considered correct." Amend Section 2 by inserting in line 3 of printed bill after the figures (\$1,118.90), the following: "or so much thereof as allowed by State Board of Examiners." That H. B. No. 329 do pass as amended.

H. B. No. 334 do pass.

H. B. No. 335, be amended as follows: Amend title as follows in the third line of printed bill after the words "Display of", strike out the word "sheep" and insert in lieu thereof the word "livestock." Amend Section 1 in line 2 after the words "Display of" by striking out the word "sheep" and insert in lieu thereof the word "livestock." That H. B. No. 335 do pass as amended.

H. B. No. 336, do pass.

Reverted to S. B. No. 63: Recommend that S. B. No. 63, be amended as follows: Amend Section 1, of printed bill by inserting in line 8, after the words, "requires it" the words "The Secretary of the Board shall notify the members of all regular and special meetings." Amend Section 1, S. B. 63, of the printed bill by striking out in Line 11 the words "and all other expenses" and inserting in line 10 after the word "actual" the word "traveling." Amend Section 3, S. B. No. 63, by striking out all of Section 3, Concurred in as amended.

S. B. No. 28, be amended as follows: Amend Section 1 by striking out in line 26, the period and inserting in lieu thereof the words "and in such cases mileage can only be charged from the place of appointment of such deputy." Further consideration of S. B. No. 28, passed temporarily.

S. B. No. 31, be amended as follows: Amend Section 1, by inserting after the word "examination" the words "as the Board of County Commissioners in the case of a county or of the council in the case of a city or town, may designate, and no other." That S. B. No. 31 be concurred in as amended.

Reverted to S. B. No. 28, further consideration passed until afternoon.

LEAVITT, Chairman.

On motion of Leavitt, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 31, introduced by Higbie, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Ryder, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barry, Benjamin, Dougherty, Dunn, Ekegren, English (Deer Lodge), Freed, Fulsher, Hodgskiss, Johnson, Jones, Kinville, Lillis, Marshall, Merritt, Minette, Miller (Lincoln), Moss, Renwick, Roll, Rolph, Ross, Salyerds, Shepard, Willard. Total 25.

Moved by Flachsenhar, seconded and carried, that the House recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEE

The following report was received from a select committee:

Mr. Speaker: We, your sick committee, regret to inform the members of the House that Representative Miller of Lincoln is sick in bed with the measles. He is quite seriously ill and has endured considerable suffering during the past two or three days. He seemed especially pleased to receive the flowers which were sent him. It is our pleasure, however, to be able to report that Representative Moss, though still rather weak, is again with us.

PAULY,
LUCAS,
FREED,

Sick Committee.

The Printing Committee reported as follows:

Helena, Montana, February 28, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 71 Sub. 92, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

THIRD READING OF SENATE BILLS

S. B. No. 63, introduced by Eaton, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rolph, Ross, Ryder, Salyerds, Sam-

ple, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Arnold (Rosebud), Dougherty, English (Deer Lodge), Freed, Fulsher, George, Goodwin, Hodgskiss, Johnson, Lillis, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Murphy, Rigg, Roll, Sullivan, Warren. Total 20.

There being no objection House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Education, having had under consideration, S. J. R. No. 2: A resolution concerning a uniform law for high schools in the State of Montana and asking for a high school survey commission to be appointed by the State Board of Education, respectfully report as follows: That said resolution be concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Corporations other than municipal having had under consideration, Senate Bill No. 87, introduced by Campbell of Missoula: A Bill for an Act entitled: "An Act to amend Section 11466 of the Revised Codes of Montana, of 1921, relating to malicious injury to railroads, highways and other property, being Chapter 51 defining certain injuries to telephone, telegraph and electric light lines and providing for a penalty for the malicious interference therewith." Respectfully report as follows: That Senate Bill No. 87 be concurred in.

LILLIS, Chairman.

On motion of Lillis report adopted.

Moved by Flachsenhar that the House recess subject to call of the chair.

The Speaker appointed Nagle, Dunn and English (Deer Lodge) to invite the Senators to attend a short musical program to be held immediately in the House Assembly room.

The Speaker gave notice that he was about to sign Senate Bills Nos. 107, 73 and 122, and thereupon signed same.

House resumed pursuant to recess.

Mr. Speaker in the chair.

Flachsenhar thanked the quartette for their program and Sen. Kane requested the Senate be permitted to send its words of appreciation in the same note which the House sent to the quartette and the manager of the Marlow Theatre.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar that House resolve itself into Committee of the Whole for consideration of General Orders, under same rules as previously. Seconded and carried.

Mr. Budas in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration S. B. No. 28, S. J. R. No. 2, S. B. No. 87. Respectfully report as follows: That consideration of S. B. No. 28 be passed for the day.

Senate Joint Resolution No. 2, be concurred in.

S. B. No. 87, be concurred in.

BUDAS, Chairman.

On motion of Budas report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills corectly engrossed: H. B. 327-328-332-333-334-336.

GREEN, Chairman.

THIRD READING OF SENATE BILLS

S. J. R. No. 2, introduced by Eaton, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Murphy, Nelson, Nelstead, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Leavitt, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Doran, Fairgrieve, Freed, Fulsher, George, Jameson, Johnson, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Nicholson, Purnell, Roll, Ross, Sample. Total 19.

Senate Bill No. 87, introduced by Campbell (Missoula), having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English, (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Miller, (Fergus), Moss, Murphy, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Shepard, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Nelson, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Chatham, Doran, Fairgrieve, Fulsher, Jameson, Johnson, Metlen, Merritt, Minette, Miller (Lincoln), Moulton, Nagle, Purnell, Roll, Sample. Total 15.

THIRD READING OF HOUSE BILLS

H. B. No. 327, introduced by Appropriations Committee having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss,

Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Moss, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rolph, Rigg, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Cooney, Doran, Freed, Fulsher, Jameson, Johnson, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Purnell, Roll, Sample, Thorburn. Total 16.

H. B. No. 328, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moss, Murphy, Nelstead, Nicholson, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Steeves, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold (Stillwater), Cooney, Doran, English (Silver Bow), Fairgrieve, Freed, Fulsher, Green, Jameson, Johnson, Merritt, Minette, Miller (Lincoln), Moulton, Nagle, Nelson, O'Day, Purnell, Roll, Sample, Simpson, Sullivan. Total 22.

H. B. No. 332, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Moss, Murphy, Nelstead, Nicholson, O'Day, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Cooney, Fulsher, Jameson, Johnson, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Nelson, Parker, Purnell, Roll, Sample. Total 17.

H. B. No. 333, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nagle, Nelstead, Nichol-

son, O'Day, Pauly, Reed, Renwick, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Darlington, Freed, Fulsher, George, Jameson, Knight, Leavitt, Lillis, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nelson, Parker, Purnell, Rigg, Roll, Sample. Total 21.

H. B. No. 334, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nagle, Nelstead, Nicholson, O'Day, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Chatham, Doran, Freed, Fulsher, George, Green, Jameson, Jensen, Johnson, Lillis, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nelson, Parker, Purnell, Roll, Salyerds. Total 22.

H. B. No. 336, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nagle, Nelstead, Nicholson, O'Day, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Dunn, Freed, Fulsher, George, Green, Jameson, Johnson, Kinville, Leavitt, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nelson, Parker, Purnell, Roll, Sample. Total 21.

Flachsenhar requested that the House revert to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 321, 325, 329, 330, 331, 335, be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 325, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Dean, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Monaghan, Murphy, Nagle, Nelstead, Nicholson, O'Day, Pauly, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Bonine, Chat-ham, Clausen, Cooney, Dellwo, Dougherty, Freed, Fulsher, George, Hanley, Johnson, Leavitt, Lewis, Marshall, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nelson, Parker, Purnell, Reed, Roll, Salyerds, Sullivan, Thorburn, Willis, Wilson. Total 32.

H. B. No. 321, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Goodwin, Gordon, Green, Hagestad, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Monaghan, Murphy, Nagle, Nicholson, O'Day, Pauly, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Bonine, Buck, Cooney, Curran, Dellwo, Doran, Dougherty, English (Deer Lodge), Fulsher, George, Hanley, Henderson, Johnson, Leavens, Lillis, Marshall, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nelson, Nelstead, Parker, Purnell, Reed, Roll, Salyerds, Thorburn, Willard, Willis, Wilson, Woodcock. Total 36.

H. B. No. 335, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Metlen, Monaghan, Murphy, Nagle, Nelson, Nicholson, O'Day, Pauly, Renwick, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Arnold (Stillwater), Barry, Besancon, Bonine, Buck, Cooney, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), Freed, Fulsher, Hanley, Jameson, Jensen, Johnson, Knight, Leavens, Lucas, Marshall, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nelstead, Parker, Purnell, Reed, Rigg, Roll, Rolph, Salyerds, Sullivan, Thorburn. Total 37.

H. B. No. 330, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Brown (Gallatin), Buck, Budas, Chapman,

Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Monaghan, Murphy, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Ross, Somple, Sheffer, Shepard, Simpson, Steeves, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Besancon, Bretzke, Brown (Cascade), Burrell, Chatham, Cooney, Dougherty, Dunn, English (Deer Lodge), Freed, Fulsher, Hagestad, Hanley, Jameson, Jensen, Johnson, Leavens, Manning, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, Purnell, Roll, Rolph, Ryder, Salyerds, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wilson. Total 38.

H. B. No. 331, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Dellwo, Doran, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Murphy, Nagle, Nelstead, Nicholson, O'Day, Pauly, Reed, Renwick, Rigg, Rolph, Sample, Sheffer, Shepard, Simpson, Steeves, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Angvick, Ballard, Besancon, Bonine, Buck, Burrell, Cooney, Dougherty, Dunn, Ekegren, English (Deer Lodge), Freed, Fulsher, Green, Hanley, Henderson, Jameson, Jensen, Johnson, Leavens, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Parker, Purnell, Roll, Ross, Ryder, Salyerds, Sullivan, Thorburn, Wilson. Total 36.

H. B. No. 329, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Goodwin, Green, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Simpson, Steeves, Ueland, Warren, Wickware, Willis, Woodcock, Mr. Speaker. Total 67.

Absent and not voting: Bonine, Buck, Chatham, Dougherty, English (Deer Lodge), Fairgrieve, Freed, Fulsher, George, Gordon, Hanley, Jameson, Jensen, Johnson, Knight, Kruse, Leavens, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Purnell, Reed, Salyerds, Shepard, Sullivan, Thorburn, Tinsley, Waite, Willard, Wilson. Total 35.

Noes: None.

There being no objections the House reverted to Order of Business No.

6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 323 and 326, be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 323, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jergensen, Jones, Kinville, Knight, Kruse, Leavitt, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Ballard, Bonine, Buck, English (Silver Bow), Freed, Fulsher, George, Hanley, Jameson, Jensen, Johnson, Leavens, Logan, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Purnell, Roll, Salyerds, Steeves, Sullivan, Thorburn, Wilson. Total 27.

H. B. No. 326, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Flachsenhar, Goodwin, Gordon, Green, Hagestad, Henderson, Jensen, Jergensen, Jones, Kinville, Knight, Lewis, MacRae, Mason, Manning, Marshall, Metlen, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Shepard, Simpson, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Barry, Besancon, Buck, Chatham, Erickson, Fairgrieve, Freed, Fulsher, George, Hanley, Hodgskiss, Jameson, Johnson, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Purnell, Roll, Salyerds, Steeves, Sullivan, Thorburn, Waite, Wilson. Total 34.

Moved by Flachsenhar, seconded and carried, that the House adjourn until tomorrow morning, March first at eleven o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FOURTH DAY

House of Representatives
Helena, Montana, March 1, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Fulsher, Minette, Miller (Lincoln), excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-third legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 23-68-99-104-111-118-129-138-152-151-154-200, H. Joint Memorial No. 3.

MERRITT, Chairman.

The Speaker gave notice that he was about to sign Senate Bills Nos. 6, 31, 55 and 30, and thereupon signed same.

The Speaker gave notice that he was about to sign House Bills Nos. 23, 68, 99, 152, 104, 111, 118, 129, 138, 151, 154, 200, and H. J. M. No. 3, and thereupon signed same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Townships and Counties, having had under consideration Substitute for Senate Bill No. 60: A Bill for an Act entitled: "An Act authorizing the city or town council to acquire lands by gift, purchase or condemnation either within or without the corporate limits of the municipality for athletic fields and civic stadiums and conferring municipal jurisdiction over the same to set aside or designate portions or tracts of land owned by any municipality for athletic fields and civic stadiums, and to construct, maintain and regulate athletic fields and civic stadiums thereof." Respectfully report as follows: That Sub. for Senate Bill No. 60, be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Townships and Counties, having had under consideration Senate Bill No. 102: A Bill for an Act entitled: "An Act to amend Section 1632 of the Revised Codes of Montana of 1921, relating to inspection of highways and construction work by boards of county commissioners and compensation thereof." Respectfully report as follows: That Senate Bill No. 102, be amended as follows: By adding to Section No. 1: "Provided, however that nothing in this Act shall be construed to alter or repeal the provisions of Chapter 102, laws of the Twentieth Legislative Assembly of the State of Montana, 1927, nor the provisions of the Act or Acts of the Twenty-First Legislative Assembly amendatory of said Chapter 102 of the Laws of the 21st Legislative Assembly of the State of Montana." And that as so amended the bill be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

Mr. Speaker: We, your committee on Education having had under consideration S. B. No. 59: A Bill for an Act entitled: "An Act to amend Section 970 of the Revised Codes of Montana, 1921, relating to the abandonment of school districts." Respectfully report as follows: That S. B. No. 59, be concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

Mr. Speaker: We, your committee on Education having had under consideration S. B. No. 123: A Bill for an Act entitled: "An Act requiring county treasurers to keep a separate account for each school district maintaining a district high school, or a high school class or classes, showing all

moneys received by such school district for the maintenance of the district high school or such high school class or classes." Respectfully report as follows: That S. B. No. 123, be not concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

March 1, 1929.

The Speaker, House of Representatives,
Helena:

I have the honor to advise you that I have this day approved House Bill No. 5, relating to County High School Tax Levy and the distribution thereof.

J. E. ERICKSON, Governor.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House amendments to Senate Bills as follows: S. B. No. 6, S. B. No. 115, S. B. No. 55, Sub. S. B. No. 62.

Respectfully,

J. F. CONE,
Secretary of the Senate.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate requests the recall of House Bill No. 17 for further consideration.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that Senate request recalling H. B. No. 17 be granted.

March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in House amendments to Senate Bill No. 63, by Eaton, and on motion, a conference committee was asked to confer with a like committee from the House. Whereupon, the President appointed the following Senators: Eaton, Parkin and Porter.

Respectfully,

J. F. CONE,
Secretary of the Senate.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse committee reports, reports adopted, and bills are herewith returned to the House: Sub. for H. B. No. 135, by Labor Committee; H. B. No. 236, by State Boards and Officers Committee; H. B. No. 224, by Fairgrieve; H. B. No. 240, by Mason; H. B. No. 306, by Goodwin; H. B. No. 244, by Hodgskiss; H. B. No. 256, by Sample; H. B. No. 202, by Committee on Highways; H. B. No. 175, by Jameson; H. B. No. 166, by Dunn and Salyerds. Also, Substitute for House Bill No. 146, by Committee on Revenue and Taxation was this day reported back from Committee without recommendation. On motion consideration of bill indefinitely postponed. Bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 239, by Chatham (by request), was this day reported for non-concurrence by the Committee on Counties and Towns, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the remaining Senate communications be considered read at length and the Journal so show.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That H. B. No. 166 be not concurred in; That H. B. No. 202 be not concurred in; That H. B. No. 70 be concurred in; That Sub. for H. B. No. 63 be concurred in; That H. B. No. 169 be concurred in; That H. B. No. 175 be not concurred in; That H. B. No. 209 be amended in Section 3 by striking out in line 6 the word "and" and inserting in lieu thereof the word "or", and as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That H. B. No. 106 be concurred in; That H. B. No. 137 be amended in Section 1 by striking out all the words beginning with the word "one" in line 9, to and including the word "schools" in line 11 of the printed bill; also in Section 1 by striking out in line 8 the word "three" and inserting in lieu thereof the word "two", and as so amended, recommend same be concurred in. That H. B. No. 215 be concurred in; That consideration of H. B. No. 195 be passed for the day; That H. B. No. 213 be concurred in; That Sub. for House Bills Nos. 52 and 66 be concurred in; That H. B. No. 124 be amended in Section 1 by striking out in line 5 of the printed bill the last two words of said line, being the words "as such", and by inserting in line 16 of the same section of the printed bill, after the word "included" the following: "Provided nothing in this Act shall be construed as holding the County Commissioners responsible or liable for anything other than willful, intentional neglect or failure to act," and as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House Amendment to Senate Bill No. 31.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Irrigation: Sub. for H. B. No. 218, by Committee on Irrigation and Water Rights: Recommend same be concurred in.

Committee on Labor and Capital: Sub. for H. B. No. 112, by Committee on Labor: Recommend same be concurred in.

Committee on Labor and Capital: Sub. for H. B. No. 135, by Labor Committee: Recommend same be not concurred in.

Committee on Labor and Capital: H. B. No. 117, by Nagle: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 236, by State Boards and Officers Committee: Recommend same be not concurred in.

Committee on Finance and Claims: H. B. No. 224, by Fairgrieve: Recommend same be not concurred in.

Committee on Finance and Claims: Sub. H. B. No. 24, by Appropriations Committee: Recommend same be not concurred in.

Committee on Finance and Claims: H. B. No. 240, by Mason: Recommend same be not concurred in.

Committee on Finance and Claims: H. B. No. 283, by Johnson: Recommend same be concurred in.

Committee on Taxation: Sub. H. B. No. 146, by Committee on Revenue and Taxation: Without recommendation. On motion, further consideration of bill indefinitely postponed.

Committee on Taxation: H. B. No. 284, by Committee on Revenue and Taxation: Recommend same be concurred in.

Committee on Public Morals: H. B. No. 206, by Marshall and Dougherty: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 91, by Brown of Gallatin: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 153, by Tinsley: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 306, by Goodwin: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 244, by Hodgskiss: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 256, by Sample: Recommend same be not concurred in.

Committee on Counties and Towns: H. B. No. 178, by Miller of Fergus, Hanley, Salyerds and Moulton: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 177, by Sullivan: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 238, by Committee on Affairs of Cities: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 226, by Renwick: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 187, by Committee on Affairs of Cities: Recommend same be concurred in.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 28, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: H. B. No. 58, by Curran and Lillis: Recommend same be amended as follows: Amend by striking out all of Section 3, and renumbering Section 4, "Section 3." And as so amended, recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 143, by Appropriations Committee: Recommend same be amended as follows: That the title be

amended by adding thereto the following: "and establishing a Special Examination Fund; providing for withdrawals therefrom and for the transfer of all monies remaining therein at the end of each current year to the General Fund." That line 8 of Page 6 of the original bill (being Line 132 of the printed bill) be amended by inserting immediately before the word "Special" the following word, figure and period, to-wit: "Section 2." That all that portion of Line 18 of Page 6, original bill, (being Line 139 of printed bill) commencing with the word "all", be stricken therefrom and that Lines 19 and 20 of the original bill (being Lines 140 and 141 of the printed bill) be entirely stricken and that said bill be amended by inserting in lieu of such stricken matter the following words, sentences and phrases, to-wit: "All special examination fees or charges so collected by the State Examiner and ex-officio Superintendent of Banks and paid to the State Treasurer, shall be placed in a special fund to be known as the Special Examination Fund to be drawn upon by the State Examiner and ex-officio Superintendent of Banks to defray the actual costs and expenses of such special examinations, but all monies remaining in such special fund at the end of each current year shall be transferred by the State Treasurer to the General Fund." That the word and figure "Section 2" of the bill be amended by striking therefrom the figure "2" and inserting in lieu thereof the figure "3". That the word and figure "Section 3" of the bill be amended by striking therefrom the figure "3" and inserting in lieu thereof the figure "4". That the word and figure "Section 4" of the bill be amended by striking therefrom the figure "4" and inserting in lieu thereof the figure "5". And as so amended, recommend same for Concurrence.

Committee on Finance and Claims: H. B. No. 142, by Appropriations Committee: Recommend same be amended as follows: In Line 12 of the original bill by striking out the words and figures "Three Thousand Six Hundred Dollars. (\$3,600.00)" and inserting in Lieu thereof, the words and figures "Two Thousand Four Hundred Dollars (\$2,400.00)". In Line 18 of the original bill by striking out the words and figures "Three Thousand Six Hundred Dollars (\$3,600.00)" and inserting in lieu thereof, the words and figures, "Two Thousand Four Hundred Dollars (\$2,400.00)".

In Line 25 of the original bill by striking out the words and figures "One Hundred and Fifty Dollars, (\$150.00)" and inserting in lieu thereof the words and figures, "One Hundred Dollars, (\$100.00)", and by adding after the words and figures "One Hundred Dollars, (\$100.00)" the following: "Provided that in the event of death of Catherine Crossland Smith, said monthly payments shall cease immediately." And as so amended, recommend the bill for concurrence.

Committee on Counties and Towns: H. B. No. 247, by Chatham: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 190, by Sullivan: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 239, by Chatham (by request): Recommend same be not concurred in.

Committee on Roads and Highways: H. B. No. 197, by Bretzke: Recommend same be concurred in.

Committee on Roads and Highways: H. B. No. 235, by Committee on Highways: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar that the Speaker appoint three members to act on the conference committee relating to House Amendments to S. B. No. 63. The Speaker thereupon named Marshall of Missoula, Curran of Roosevelt and Dellwo of Lake to constitute the House members of said committee.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General Orders.

Mr. Knight in the Chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration, S. B. No. 28, H. B. No. 71, Sub. H. B. No. 92, S. B. No. 59, Sub. S. B. No. 60, S. B. No. 102, Respectfully report as follows: Recommend that S. B. No. 28, be amended as follows: Amend title by striking out in line eight of title after the word "exists"—"and providing that the Sheriffs of the several counties shall mail papers and Process to such Special Deputies for service." Amend Section 1 by adding in line 21 of the printed bill after the word "sheriffs," the following: "who shall be residents and tax paying citizens of the State of Montana and of the County and Precinct where appointed and by striking out the words "to act as police officers as may be necessary" in such line 21. Also to strike out all that part of said Section 1, beginning with the word "and" in line 22, down to and including the word "deputies" in line 24. Also by striking out the last sentence in the last paragraph of section 1 and by striking out all House amendments adopted by the House. Also by striking out all of Sections 2 and 3. That S. B. No. 28 be not concurred in.

H. B. No. 71 do pass.

Sub. for H. B. No. 92 do pass.

S. B. No. 59 be concurred in.

Sub. S. B. No. 60, be concurred in.

S. B. No. 102, consideration passed until this afternoon.

KNIGHT, Chairman.

Moved by Knight that report be adopted. Moved by Besancon as substitute motion that S. B. No. 28 be segregated from Committee of the Whole report. Moved by Fairgrieve as substitute motion that motion to segregate be tabled. Carried. Original motion by Knight to adopt report of Committee of the Whole, seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 59, introduced by McQuitty, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Ross, Ryder, Salyerds, Sample, Simpson, Steeves, Thorburn, Tinsley, Ueland, Wickware, Willis, Wilson, Woodcock. Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Chatham, Fulsher, Henderson, MacRae, Mason, Minette, Miller (Lincoln), Moulton, Rigg, Roll, Rolph, Sheffer, Shepard, Sullivan, Waite, Warren, Willard. Total 17.

Sub. for S. B. No. 60, introduced by Committee on Counties and Towns, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Green, Hagestad, Hodgskiss, Jameson, Jensen, Johnson, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Besancon, Chatham, Dellwo, Fulsher, Gordon, Hanley, Henderson, Jergensen, Jones, Kruse, Metlen, Minette, Miller, (Lincoln), Moss, Pauly, Rigg, Roll, Rolph, Warren. Total 19.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration, Sub. Senate Bill No. 146: A Bill for an Act entitled: "An Act defining and providing for the licensing of hide buyers; providing for the inspection and tagging of hides and providing for the issuance and recording of certificates of inspection; providing fees for such inspection; providing penalties for the violation of this act." Respectfully report as follows: That said Senate Bill No. 146, be amended as follows: By striking out in line 7 of the title the letters "tagging" and inserting in lieu thereof the word "tagging." In Section 2, line 18, of the typewritten bill, after the word "county," by inserting the word "shall." In Section 6, line 18, by striking out "\$100.00" and inserting in lieu thereof "\$50.00" and by striking out "\$500.00" and inserting in lieu thereof "\$250.00"; in line 20, by striking out the words "six months" and inserting in lieu thereof the words "ninety days", and that as so amended, said bill be concurred in.

LEAVENS, Chairman.

On motion of Leavens report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until 2 o'clock this afternoon.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

Members of the House were invited by Rev. David J. Donnan to participate in the services Sunday evening at 7:30 o'clock at the First Presbyterian Church.

REPORTS OF SELECT COMMITTEE

The following report was submitted by a select committee:

Helena, Montana, March 1, 1929.

Mr. Speaker and Members of the House of Representatives:

We, your special committee appointed under and by virtue of House Resolution No. 5, did on February 23rd and 24th and pursuant thereto, make an investigation of the need of a utility building at the Montana Soldier's Home at Columbia Falls, Montana, and of the repairs for the existing buildings. From our investigation we find as follows:

1. That the present utility buildings are in fair condition and can be used for at least two years longer to good advantage.

2. That the roofs of some of the buildings, including the water tank, are in very bad condition and in urgent need of repair.

3. That the cost of fuel and operation is excessive on account of general arrangement of system, defective installation and deterioration and corrosion of piping:

(a) That pipe tunnels have caved, allowing the surface water to enter and saturate pipe covering, causing heat loss in steam lines.

(b) That return lines in buildings and tunnels are corroded and pitted, causing leaks and loss of vacuum.

(c) That radiator supply valves are in poor condition.

(d) A hot water storage tank in each building, requiring a supply of steam through pipe lines to same, during the summer months.

(e) That boiler is operated under high pressure steam at all times.

(f) That boiler is equipped with stoker having manual control and driven by steam engine.

(g) That return line to boiler room is fitted with steam driven boiler, feed pump and vacuum pump.

We therefore recommend:

1. That the Commandant's request for an appropriation of \$7,500.00 for a utility building be not allowed.

2. That the Commandant's request for an appropriation of \$3,800.00 for repairs to the existing buildings be allowed.

3. That the following repairs be made to the present heating system:

(a) That tunnels be repaired and present insulation on pipe lines be covered with water-proof pipe covering and a jacket of carbon paper and coat of asphalt.

(b) That all corroded pipe and fittings be replaced with new material.

(c) That all radiators be equipped with packless radiator supply valves and thermostatic return traps.

(d) That a hot water storage tank to supply all buildings be installed in boiler room with heaters and circulating pump.

(e) That boiler be operated at not more than 30 pounds steam pressure and 10 pounds pressure on steam mains.

(f) That stoker hopper be enlarged and stoker be operated with electric motor under automatic control.

(g) That automatically controlled condensation and vacuum pump equipment with receiver be installed.

(h) That water softener be installed to remove minerals from water supply to boiler, preventing scale and corrosion.

(i) That a competent mechanic be employed to make the necessary installations and changes as directed by a supervising heating engineer, to put the system in good working condition.

(j) That appropriation of \$3,500.00 be made for this improvement.

Respectfully submitted,

JOHNSON, Chairman.

GREEN.

Moved by Johnson that report be adopted, select committee excused, and report referred to Committee on Appropriations. There being no objections, so ordered.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders, under the same rules as previous sitting.

Mr. Knight in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration, S. B. No. 102, Sub. S. B. No. 146, respectfully report as follows: That Senate Bill No. 102 be amended as follows: Amend Section 1 by inserting in line 6 of the Printed Bill before the word "being", the following: "under the direction, supervision, or control of the county officials." Further consideration of S. B. No. 102, indefinitely postponed.

Sub. S. B. No. 146, be concurred in.

KNIGHT, Chairman.

On motion of Knight report adopted.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning, March second at 11 o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FIFTH DAY

House of Representatives
Helena, Montana, March 2, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Minette, Miller (Lincoln), excused: Warren, absent.

The Speaker gave notice he was about to sign S. B. No. 115, Sub. S. B. No. 62, and thereupon signed same.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal, having examined the Journal for the fifty-fourth legislative day, find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. 71, Sub. H. B. 92.

GREEN, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Public Health and Sanitary Affairs, having had under consideration, Senate Bill No. 133: A Bill for an Act entitled: "An Act to amend Section 3170 of the Revised Codes of Mon-

tana of 1921, relating to the retailing, vending, compounding and dispensing of drugs, medicines, poisons, chemicals and pharmaceutical preparations." Respectfully report as follows: That Senate Bill No. 133 be not concurred in.

THORBURN, Chairman.

On motion of Thorburn report adopted.

Mr. Speaker: We, your committee on Townships and Counties, having had under consideration, Senate Bill No. 82: A Bill for an Act entitled: "An Act to adjust, correct, establish and definitely define the boundary lines of Park County, Montana, and to amend Section 4337, of the Revised Codes of Montana of 1921 relating thereto," respectfully report as follows: That Senate Bill No. 82 be reported out without recommendation and placed on General Orders.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR

The following communications were received from the Governor:

Helena, March 1, 1929.

The Speaker, House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House Measures: H. B. No. 129, authorizing counties to acquire property for parks. H. B. No. 138, appropriation for refund of excessive collection of taxes by the State: H. B. No. 151, establishing the Judith River Game and Bird Preserve. H. B. No. 152, establishing standard threads on fire hose couplings and hydrant fittings: H. B. No. 154, relating to vacation of plats in abandoned towns or town sites. H. B. No. 200, regulating moving of structures, when necessary to interfere with electric light or electric power wire or poles. H. J. M. No. 3, memorializing Congress to provide a place in Statuary Hall for a statue of the late Charles Marion Russell.

J. E. ERICKSON, Governor.

Helena, March 2, 1929.

The Speaker, House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House Bills: No. 23—Relating to the creation of herd districts. No. 68—Relating to irrigation districts. No. 99—Relating to irrigation districts and the inclusion of State lands therein. No. 104—Relating to powers and duties of County Commissioners respecting highways. No. 11—Relating to interest on Veterans' Memorial Fund. No. 118—Relating to guardianship of incompetent veterans.

J. E. ERICKSON, Governor.

On request of Sample House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee.

Mr. Speaker: We, your committee on insurance having had under consideration, House Resolution No. 4: Respectfully report as follows: That House Resolution No. 4 be referred back to the Appropriation Committee with special report herewith.

SAMPLE, Chairman.

On motion of Sample report adopted.

Mr. Speaker: Your committee having had under consideration House Resolution No. 4, beg leave to report as follows:

Our understanding of the Resolution was that it was offered for the purpose of securing information to base insurance appropriations upon. As actual inventory of the State's property is vital to the establishment of values for insurance purposes, your committee undertook to arrive at the values by investigating the inventories and the manner in which they were handled. Chapter 66, of the Session Laws of 1923, provided for a complete inventory prior to June 30, 1923, and at such times as required thereafter by the Purchasing Agent, and the practice of requiring an annual inventory has been followed since that time, but it is the opinion of the committee the intent of Chapter 66, of the Laws of 1923, has not been complied with insofar as establishing a liability for the correctness of the same. Section 2 of this Chapter provided, among other things, that the inventory of June 30, 1923, would set up and charge to each state department, office, board and institution the value of property then in the possession of such state department; that they should thereafter be credited with wornout and used property from time to time, and be held responsible for all items of personal property not accounted for and be charged with the additions thereto. The intention of the Eighteenth Legislative Assembly was, no doubt, to establish a definite responsibility for the protection, care and handling of the State's property, but it appears that no adequate appropriation has ever been made to enable the purchasing department to set up proper records and check the items or inventories to establish the correctness of the same, with the result that many thousands of dollars of the State's property are either escaping inventory altogether or else the values are very carelessly set up, and credits as provided to each department are almost a dead letter.

We respectfully call your attention to the report of the State Auditor 1925 and 1926, page 8, as follows:

INVENTORY OF PHYSICAL PROPERTY, \$13,590,131.00. The actual inventory as of June 30, 1926, \$13,590,131.00 as provided by the State Purchasing Agent and compiled by the various institutions and departments under the provisions of Chapter 66, Session Laws of Montana, 1923, is an increase of \$1,876,416.34 compared with inventory of June 30, 1924, which amounted to \$11,713,714.66. In view of the fact that only the amount of \$1,170,000.00, was charged as capital outlay for two years period required a credit adjustment of \$706,416.36 in our books to meet the actual inventory of June 30, 1926. Statement No. 10, furnishes classification of all property of the various institutions and Departments of the State."

The actual inventory of June 30, 1926, shows the value of the State's property to be \$13,590,131.00. The capital outlay during the next year and ending June 30, 1927, was \$590,300.00. This indicates a total value of State's property at the close of business June 30, 1927, \$14,180,431.00. The inventory presumed to be actual as shown on page 37 of the 1927 budget is \$13,706,199.00. This discloses a discrepancy of \$474,321.00, then taking the actual inventory of June 30, 1927, of \$13,706,199.00, budget page 37, and adding thereto the capital outlay for the year ending June 30, 1928, budget page 31, we find a difference of \$272,676.00, making the total capital assets to be accounted for of \$13,978,876.00. The actual inventory at close of business June 30, 1928, budget page 37, shows property to the value of \$14,034,782.00, showing that during the year apparently property to the value of \$55,906.00 had been discovered and included in the last inventory but still leaving a discrepancy between the period of June 30, 1926, and June 30, 1928, of \$418,325.00.

The inventories are made by each department institution and they are continually advised of the capital charges, and in taking the inventories they have access to the claims that constitute the capital outlay charge. If this condition tells us anything it is that the property of the State is being very loosely handled, and if this condition is due to the lack of appropriation to properly handle it as intended in Chapter 66, of the Eighteenth Legislative Laws, then a sufficient sum should be appropriated at the time

to correct this deplorable condition. We believe that the Purchasing Department in cooperation with the Accounting Department are perfectly willing to set up an inventory record which will provide a means of handling each and every department responsible for property in its possession, and it is your committee's belief that failure to provide sufficient skillful help to set up and maintain the inventory records and audit the same the result will be that the state cannot help but suffer loss of many thousands of dollars each and every year, and we recommend that the sum of \$10,000.00 be appropriated for the year beginning July 1st, 1929, for the purpose of employing an inventory engineer and an assistant, with their necessary traveling expenses, and to cover the cost of records to be set up. For the year beginning July 1st, 1930, we recommend an appropriation of \$5,000.00 for the same purpose; believing that the work can be handled by one man, with some little office assistance, on or after July 1st 1930.

Your committee has considered the various kinds of records to be established and believe that considerable time can be saved by establishing them on card indexes rather than the present cumbersome form of annual inventory, which in many cases remains the same year after year. The committee's idea is that the representatives of either the State Accountant's office or the State Purchasing Agent will make an annual check of all State property, aside from state land held in trust.

It is not the intention of your committee to point out any definite department to be blamed for these errors and omissions; we believe the condition is quite general in all departments, and it certainly is high time that steps were taken to clear up this intolerable condition, and that some department be held to a strict accounting for the State's millions invested in personal property.

In the matter of insurance values for a basis of insurance to be carried on or after August 1st, 1929, we submit the following:

The insurance prior to 1926 is based on a valuation of about 65 1/3 % book values, it appears, however, that in the 1926 figures some properties were not included. Automobiles in each department: they insured supposedly covered by policies taken out by their several departments. Fish Hatcheries: We understand that these hatcheries are covered by blanket form of insurance arranged for the Fish and Game Department, under supervision of the State Board of Examiners. Buildings near Fort Harrison under control of Adjutant General; this insurance is paid by Adjutant General's department. Experimental Sub-stations Branches: Paid by each branch. Highway Commission: Storage and Repair Building: paid by Highway Commission. University: Burglar insurance on contents of safe paid by University. State Boiler Insurance now paid by institution.

Actual cost of insurance 1926 to 1929, not including insurance carried in several departments as shown above, insurance being written on a three year basis, was \$79,042.88. Adding to this the purchases of property which should be added to the properties to be insured, we find an insurance valuation of approximately \$9,525,000.00, this after discounting the purchases of 1926 to 1928, by 10%. The insurance of 1926 was based upon a total inventory of \$13,590,131.00—the 65 1/3 % book value given an insurance value of \$8,882,764.00. If we take this valuation as the proper one and add to it the purchases of \$714,067.00, less the 10% discount we then arrive at the total above set out, which should be covered by insurance. However, these values include a large number of educational institutions which might properly be insured by the respective departments, thereby reducing the expense to the General Fund. If this is not done then an appropriation of approximately \$85,000.00 will be necessary to cover the insurance necessary to fully protect State's properties from August 1st, 1929, to August 1st, 1932. If the departments having special levies to support them are required to carry their own insurance then this appropriation can be reduced by \$28,454.00.

Your committee has been unable with the limited time at its disposal, and the rush of other matters requiring our attention to give this important subject the full consideration we believe it should have. However, we believe that by appropriating the \$15,000.00 to cover the cost of taking inventories by representatives of the Purchasing Department and the setting up of the same, as intended in Chapter 66, Laws of 1923, that a long step will be taken toward eliminating the carelessness which seems to be quite general in the handling of the State's property.

Respectfully submitted,

SAMPLE, Chairman.

Upon motion of Sample report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day having had under consideration House Bill No. 117, by Nagle, recommend that bill be indefinitely postponed, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that further communications from the Senate be considered read at length and Journal so show.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title and history agreed to, and are herewith returned to the House.

H. B. No. 179, by Committee on Revenue and Taxation.

H. B. No. 181, by Committee on Revenue and Taxation.

H. B. No. 180, by Committee on Revenue and Taxation.

H. B. No. 96, by Appropriations Committee.

H. B. No. 230, by Salyerds.

H. B. No. 79, by Darlinton and Steeves.

H. B. No. 232, by Dougherty.

H. B. No. 170, by Committee on Dairying.

H. J. M. No. 5, by Ekegren, Budas, Anderson, Dellwo, Wickware, Miller and Angvick.

Sub. H. B. No. 61, by Committee on Livestock and Public Ranges.

H. B. No. 97, by Appropriations Committee.

H. B. No. 48, by Committee on State Lands.

H. B. No. 168, by Committee on Irrigation and Water Rights.

H. J. R. No. 3, by Committee on Education.

Sub. for H. B. Nos. 52 and 66, by Committee on Workmen's Compensation.

H. B. No. 106, by Committee on Irrig. and Water Rights.

Respectfully,

J. F. CONE,

Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under con-

sideration business on General File, respectfully report and recommend as follows: That H. B. No. 179 be concurred in. That H. B. No. 180 be amended in Section 1 by striking out in Line 1 all of Line 1 after "Section 1"; all of Line 2, down to and including the word "character" in Line 3, being the first sentence of Section 1, and inserting in lieu thereof the words, "All property of insurance companies required by law to have and maintain a legal reserve for the protection of policy holders, except such legal reserve, shall be assessed, classified and taxed as other property of like character." And as so amended, recommend same be concurred in. That H. B. No. 181 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 58 be concurred in.

That H. B. No. 142 be concurred in.

That H. B. No. 143 be concurred in.

That H. B. No. 235 be concurred in.

That consideration of H. B. No. 197 be passed for the day.

That consideration of H. B. No. 190 be passed for the day.

That H. B. No. 247 be concurred in.

That H. B. No. 195 be amended in Section 1 by striking out in Line 8 of the original bill the comma after the word "cents" and inserting in lieu thereof the word "as," and as so amended, recommend same be concurred in.

That Sub. for H. B. No. 218 be concurred in.

That consideration for Sub. for H. B. No. 112 be passed for the day.

That consideration of H. B. No. 117 be indefinitely postponed.

That consideration of Sub. H. B. No. 24 be passed for the day.

That H. B. No. 283 be concurred in.

That H. B. No. 284 be concurred in.

That consideration of H. B. No. 206 be passed for the day.

That H. B. No. 91 be concurred in.

That H. B. No. 153 be concurred in.

That H. B. No. 178 be concurred in.

That consideration of H. B. No. 177 be passed for the day.

That H. B. No. 226 be concurred in.

That consideration of H. B. No. 187 be passed for the day.

That H. B. No. 238 be concurred in.

That H. B. No. 82 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Taxation: Sub. for H. B. No. 268, by Committee on Revenue and Taxation: Recommend same be amended in Section 8 by striking out the words "Section 1 of Article 5 and" in Lines 2 and 3 of the printed bill; further amend in Section 9 by striking out all of said Section beginning with the word "after" in Line 1 and inserting in lieu thereof

the words "from and after its passage and approval," and as so amended, recommend same be concurred in.

Committee on Taxation: Sub. for H. B. No. 86, by Committee on Revenue and Taxation: Recommend same be amended by striking out the balance of Section 3 beginning with the word "and" in line 4, and by adding Section 5 in the printed bill to read as follows: "This Act shall be in full force and effect from and after its passage and approval." And as so amended, recommend bill be concurred in.

Committee on Public Morals: Sub. for H. B. No. 85, by Committee on Public Morals: Recommend same be concurred in.

A majority of Committee on Public Morals: H. B. No. 165, by Chatham, Barry, Willis and Moulton: Recommend same be concurred in.

Committee on Corporations Other Than Municipal: H. B. No. 259, by George: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Banks and Banking: H. B. No. 144, by Cooney, Freed, Dunn, Hanley and Buck; Recommend same be amended by adding the following words at the end of Section 27; "The Secretary of State shall charge a flat fee of \$5.00 for filing and recording the Articles of Incorporation of Credit Unions, which fee shall be in lieu of other filing fees", and as so amended, recommend bill be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That the amendment to H. B. No. 180 adopted in Committee of the Whole this afternoon be stricken from the bill and that H. B. No. 180 be recommended for concurrence as originally submitted to the Committee of the Whole under Business on Special Orders this afternoon.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Roads and Highways: H. B. No. 136, by Moss, Nagle, Willard, Johnson, and Barry: Recommend same be amended by striking out in Line 2 of sub-section A of Section 6 of the original bill the word "sixteen" and insert in lieu thereof the word "fourteen", and further amend by adding at the end of Section 7, Page 5, the following: "Providing however that persons transporting their own children in their own motor vehicle, operated by a member of said persons family, whether said transportation is done under contract with the school district or otherwise shall not come within the provisions of this Act." And as so amended, recommend same be concurred in.

Committee on Stockgrowing and Grazing: H. B. No. 35, by Rigg: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for House Bills No. 37 and 57 was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments:

Amend by striking out Section 2, also by striking out Section 3, and renumbering remaining sections to conform.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for H. B. No. 77, by Committee on Fairs and Expositions, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments:

Amend in Section 1 by adding in Line 9 after the word "patrons" the words "except minors."

Amend in Section 1 by adding in Line 12 after the word "patrons" the words "except minors."

Amend in Section 1 by adding in Line 6 after the word "patrons" the words "except minors."

Amend in Section 1 by adding in Line 14 after the word "patrons" the words "except minors."

Amend in Section 1 by adding in line 16 after the word "wager" the following: "providing that no fair or racing association held on Sunday shall come within the provisions of this Act."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for H. B. No. 164, by Committee on Agriculture, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendments: Amend in Section 3, Line 1, of the printed bill, by striking out the word "all" before the word "charges" and the words "made by any" before the word "public," and inserting the words "must be made by all," and by striking out the words "shall be" in Line 2 of Section 3.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 83, by Brown of Gallatin, was this day read three several times and concurred in as amended and is herewith transmitted to the House for concurrence in Senate amendments:

Amend Section 1 by inserting in Line 22 of the printed bill after the word "code" the following words: "and Chapter 148, Twentieth Legislative Assembly."

Amend in Line 35 of the same Section after the word "code" by inserting the words "and Chapter 148, Twentieth Legislative Assembly."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 90, by Bretzke, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 1 the final "s" in word "sections" and the words and figures "and 538 comprising Chapter 45" all in Line 1. Strike out the word "are" in Section 1 and insert in lieu thereof the word "is". Amend title by striking out in Lines 1 and 2 the words and figures "And 538 comprising Chapter 45" and the final "s" in the word "sections" in line 1 of the title.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 107, by Marshall was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 4 by striking out in Line 2 the words "applying for" and inserting in lieu thereof the word "obtaining."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 110, by Goodwin, was this day read three several times and is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1, original bill, Page 2, Line 19, after the word "transported" and in front of the comma, by adding the following words: "within the county."

Amend in Section 1, Page 2, Line 26, by striking out the words "State of Montana" and inserting in lieu thereof the word "County."

Amend in Section 1 by striking out the quotation marks at the end of the section and by adding the following words and punctuation at the end of the section: "When two or more officers travel in the same automobile in the discharge of any duty but one mileage shall be allowed."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 113, by Fulsher, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments: Amend in Section 1 by striking out in Line 9 after the word "year" all the rest of Line 9, all of Lines 10 and 11 up to and including the word "inclusive" in Line 11.

Amend in Section 1 by striking out in Line 15 the word "Teton."

Amend by inserting the word "Blaine" after the word "Treasure" in Line 30 of the original bill.

Amend in Section 1 by inserting in Line 21 after the letters "M. P. M.", printed bill, the words "and that part of Big Horn County lying East of 107 Meridian."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. J. R. No. 4, by Salyerds, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments.

Amend by adding a new paragraph in Line 25 of the original bill to read as follows: "at a crossing between Winnett and Malta, Montana."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 1, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 4, by Nelson and Jones, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate Amendment:

Amend by striking out Lines 8, 9 and 10, printed bill.

Respectfully,

J. F. CONE,
Secretary of the Senate.

There being no objections House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Dellwo, seconded that S. B. No. 102 be recalled from the Senate. Carried and so ordered.

Flachsenhar asked the unanimous consent of the House that Leavens be authorized to introduce H. J. M. No. 6. There being no objections same was ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following memorial was this day introduced, read at length and referred to Committee:

HOUSE JOINT MEMORIAL NO. 6

Introduced by Committee on Livestock and Public Ranges

Memorial to the Congress of the United States suggesting that the unappropriated and unreserved public lands within the State of Montana be appraised and offered for sale to the end that such lands may be so managed as to produce better returns, increase the wealth of the nation, and pay their share of county and state taxes.

To the Honorable Senate and House of Representatives of the United States of America in Congress assembled:

We, the Senate and House of Representatives of the State of Montana assembled as the Twenty-first Legislative Assembly hereby respectfully represent:

That at the present time there are approximately seven million acres of unappropriated and unreserved public lands within the boundaries of the State of Montana, which lands constitute the survival of the unfittest.

Naturally the lands most valuable for agriculture and grazing purposes were first selected, and thereafter, as the population of the State increased and good lands opened to Homestead entry and other entry became more and more scarce, the less valuable lands were gradually selected, but the lands now remaining are of no value for farming purposes and of such small value for grazing purposes that no one has taken the lands as homesteads or otherwise:

That these lands are now subject to unrestricted and indiscriminate use for grazing purposes during all seasons of the year for sheep, cattle and wild horses, and that under this unrestricted use the forage crops on these lands are rapidly deteriorating as the better forage plants are not given the opportunity to re-seed themselves and only useless or noxious weeds are permitted to survive. Unless this situation is remedied these lands will in the near future practically become desert wastes.

That as long as these lands remain in the public domain they contribute no taxes for the support of county and state government, and bring no money into the Treasury of the United States;

For these reasons, we respectfully suggest that all of these unappropriated public lands within the State of Montana be appraised as rapidly as this can be done, such appraisal to be based on the forage crops that these lands are capable of producing, and that when so appraised all these lands be offered for sale at public sales at a minimum price of 50c per acre; that the unit of sale be one section or 640 acres in all cases where so much land is available in one body, and that no restriction be placed on the quantity of land that any person may purchase.

We respectfully represent that under private ownership and management, the lands would be so used as to maintain and increase their annual production of forage crops; that thereby they would contribute in a greater measure to the annual creation of wealth, and bear their proper share of taxes for the support of county and state government.

For all of these reasons we respectfully urge upon the Congress of the United States that this program for the disposition of the unappropriated and unreserved public lands within the State of Montana be initiated and carried out without any unnecessary delay. Referred to Committee on Livestock and Public Ranges.

There being no objection House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Livestock and Public Ranges having had under consideration, House Joint Memorial No. 6. Memorial to the Congress of the United States suggesting that the unappropriated and unreserved public lands within the State of Montana be appraised and offered for sale to the end that such lands may be so managed as to produce better returns, increase the wealth of the nation, and pay their share of county and state taxes. Respectfully report as follows: That said memorial do pass.

LEAVENS, Chairman.

On motion of Leavens report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. M. No. 6, be reported correctly printed and placed on General Orders.

THIRD READING OF SENATE BILLS

Substitute for S. B. No. 146, introduced by Committee on Revenue and Taxation having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Besancon, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Green, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kruse, Leavens, Leavitt, Lillis, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, Parker, Renwick, Rigg, Ross, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Waite, Wickware, Willard, Woodcock, Mr. Speaker. Total 62.

Noes: Benjamin, Chapman, Marshall, Purnell, Roll, Rolph, Ryder, Sheffer, Ueland, Willis. Total 10.

Absent and not voting: Angvick, Arnold (Rosebud), Bonine, Brown (Cascade), Chatham, Curran, Doran, Dunn, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Jameson, Kinville, Knight, Lewis, Minette, Miller (Lincoln), Moss, Nelstead, O'Day, Pauly, Reed, Salyerds, Sample, Steeves, Warren, Wilson. Total 30.

THIRD READING OF HOUSE BILLS

H. B. No. 71 introduced by Leavitt and Simpson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Green, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Benjamin, Rolph. Total 2.

Absent and not voting: Barry, Bonine, Curran, Doran, Dunn, Fulsher, Hagestad, Hanley, Jameson, Knight, Minette, Miller (Lincoln), Moss, Moulton, O'Day, Sample, Steeves, Warren, Wickware, Willard. Total 20.

Sub. H. B. No. 92, introduced by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Benjamin, Jergensen, Rolph. Total 3.

Absent and not voting: Arnold (Rosebud), Barry, Bonine, Curran, Dellwo, Doran, Dougherty, Ekegren, Fulsher, Jameson, Knight, Minette, Miller (Lincoln), Moss, Nagle, O'Day, Ryder, Simpson, Steeves, Warren. Total 20.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Lillis in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration H. J. M. No. 6, S. B. No. 82, Senate amendments to Sub. H. B. No. 37-57, Sub. H. B. No. 77, Sub. H. B. No. 164, H. Bills Nos. 83, 90, 107, 110, 113; H. J. R. No. 4, H. J. M. No. 4, respectfully report as follows:

That H. J. M. No. 6, do pass.

That S. B. No. 82, consideration postponed indefinitely.

Senate amendments to Sub. H. B. No. 37-57, concurred in.

Senate amendments to Sub. H. B. No. 77, not concurred in and conference committee requested.

Senate amendments to Sub. H. B. No. 164, be concurred in.

Senate amendments to H. B. No. 83, be concurred in.

Senate amendments to H. B. No. 90, be concurred in.

Senate amendments to H. B. No. 107, be concurred in.

Senate amendments to H. B. No. 110, not concurred in, and conference committee requested.

Senate amendments to H. B. No. 113, be not concurred in and conference committee requested.

Senate amendments to H. J. R. No. 4, concurred in.

Senate amendments to H. J. M. No. 4, concurred in.

LILLIS, Chairman.

On motion of Lillis report adopted.

The Speaker announced the following to act on conference committees: To confer on Sub. H. B. No. 77, Moulton of Fergus, Renwick of Yellowstone and Nagle of Lewis and Clark; to confer on H. B. No. 110, Bretzke of Valley, Wickware of Pondera, Goodwin of Silver Bow; to confer on H. B. No. 113, Arnold (Stillwater), Willis of Cascade and Fulsher of Mineral.

Moved by Flachsenhar, seconded and carried, that House grant the use of the Assembly room for the purpose of holding the Mock Session in this evening.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 179-180-181.

MERRITT, Chairman.

On motion of Merritt report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 181, 180, 179, and thereupon signed same.

COMMUNICATIONS AND PETITIONS

Missoula, Montana, March 2, 1929.

Albert Besancon:

House of Representatives, Helena, Montana.

Accept my appreciation of your efforts in my behalf ask you to extend thanks to the House.

CATHERINE C. SMITH.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Judiciary, having had under consideration S. B. No. 84, introduced by Duncan and Stewart: A Bill for an Act entitled: "An Act fixing the annual salary of the official stenographer of the Supreme Court." Respectfully report as follows: That S. B. No. 84, be not concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration S. B. No. 86, introduced by Judiciary Committee: A Bill for an Act entitled: "An Act to amend Section 9745 of the Revised Codes of Montana of 1921 relating to appeals to Supreme Court and record thereon other than orders for new trials." Respectfully report as follows: That S. B. No. 86, be not concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary, having had under consideration S. B. No. 118, introduced by Goodmin: A Bill for an Act entitled: "An Act authorizing counties, cities and towns and assignees of counties, cities and towns to make application for tax deeds, give notices and submit proof and procure tax deeds for property sold for delinquent taxes in cases where no certificate of sale was made, issued or filed as provided for by law, when the time for redemption has expired." Respectfully report as follows: That S. B. No. 118, be not concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Townships and Counties, having had under consideration S. B. No. 71: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling county estimates, tax levies and expenditures, providing penalties for the violation thereof, and repealing Sections 224 to 230 inclusive, Revised Codes of Montana 1921, and all other Acts and parts of Acts in conflict therewith." Respectfully report as follows: That said bill No. 71 be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. M. No. 6, be reported correctly engrossed and placed at the head of the list of Third Readings.

The Speaker gave notice that he was about to sign S. J. R. No. 2 and S. B. No. 87, and thereupon signed same.

THIRD READING OF HOUSE BILLS

H. J. M. No. 6, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Boline, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Hagestad, Hanley, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moulton, Murphy,

Nelstead, Parker, Pauly, Purnell, Reed, Roll, Ross, Ryder, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Henderson, MacRae, Nelson, Rolph, Salyerds, Sheffer. Total 6.

Absent and not voting: Brown (Cascade), Curran, Dellwo, Dougherty, English (Deer Lodge), Fulsher, Gordon, Green, Jameson, Kinville, Knight, Kruse, Merritt, Minette, Monaghan, Miller (Lincoln), Moss, Nagle, Nicholson, O'Day, Renwick, Rigg, Sample, Warren. Total 24.

Senate amendments to Sub. H. B. No. 37-57, introduced by Committee on Public Safety, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Freed, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nicholson, Parker, Pauly, Purnell, Reed, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willis, Wilson, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Chatham, Curran, English (Deer Lodge), Fairgrieve, Fulsher, Gordon, Green, Jameson, Johnson, Kinville, Knight, Kruse, Lucas, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nelstead, O'Day, Renwick, Rigg, Sample, Warren, Willard, Woodcock. Total 26.

Senate amendments to H. B. No. 83, introduced by Brown (Gallatin), having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Curran, Dellwo, English (Deer Lodge), Fulsher, Gordon, Green, Jameson, Johnson, Jones, Kinville, Knight, Kruse, Merritt, Minette, Miller (Lincoln), Moss, Nagle, Nelstead, Renwick, Rigg, Sample, Warren, Willis. Total 23.

Senate amendments to H. B. No. 90, introduced by Bretzke, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Jensen, Johnson, Kinville, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simp-

son, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Benjamin, Bretzke, Curran, Dougherty, English (Deer Lodge), Fulsher, Gordon, Jameson, Jones, Knight, Kruse, Lillis, Merritt, Minette, Miller (Lincoln), Moss, Nagle, Nelstead, Renwick, Rigg, Sample, Warren. Total 22.

Senate amendments to H. B. No. 107, introduced by Marshall, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Green, Hanley, Henderson, Hodgskiss, Jergensen, Johnson, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Murphy, Nelson, Nicholson, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Curran, Darlington, Dougherty, Freed, Fulsher, Gordon, Hagestad, Jameson, Jensen, Jones, Kinville, Kruse, Knight, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Nelstead, O'Day, Renwick, Ross, Warren, Wilson. Total 27.

Senate amendments to Sub. H. B. No. 164, introduced by committee on Agriculture, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Wilson, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barry, Benjamin, Chapman, Curran, Doran, Dougherty, English (Deer Lodge), Fulsher, George, Gordon, Green, Jameson, Jones, Knight, Kruse, Merritt, Minette, Miller (Lincoln), Moss, Nagle, Pauly, Renwick, Ross, Warren, Willard, Willis, Woodcock. Total 27.

Senate amendments to H. J. R. No. 4, introduced by Salyerds, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Johnson, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Cooney, Curran, Dougherty, Freed, Fulsher, Gordon, Green, Jameson, Jensen, Jones, Knight, Kruse, Merritt, Minette, Miller (Lincoln), Moss, Murphy, Renwick, Rolph, Ross, Warren, Woodcock. Total 22.

Senate amendments to H. J. M. No. 4, introduced by Nelson and Jones, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Angvick, Chatham, Curran, Freed, Fulsher, George, Gordon, Jameson, Johnson, Knight, Kruse, Leavens, Merritt, Minette, Miller (Lincoln), Moss, Parker, Renwick, Rigg, Sample, Warren, Wilson. Total 22.

REPORT OF CONFERENCE COMMITTEE

The following report was received from a Conference Committee:

Helena, Montana, March 2nd, 1929.

President of the Senate and Speaker of the House:

We, your Conference Committee on House Bill No. 28, introduced by Committee on State Lands, Nelstead, Chairman, being A Bill for an Act entitled: "An Act to amend and re-enact Section 89 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the reinstatement of cancelled certificates of purchase of State Lands," respectfully report as follows:

The House concedes to Senate Amendments by adding said amendments after the word "land" in line 24 instead of after the word "land" in line 23.

Respectfully submitted,

SENATE

MEARS,
SIBBERT,
PLANK.

HOUSE

NELSTEAD,
WAITE,
DARLINTON.

Moved by Nelstead that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy,

Nagle, Nelson, Nelstead, Nicholson, Pauly, Purnell, Reed, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Angvick, Chatham, Curran, Freed, Fulsher, George, Gordon, Jameson, Knight, Kruse, Leavens, Merritt, Minette, Miller, (Lincoln), Moss, Parker, Renwick, Rigg, Sample, Warren, Wilson. Total 21.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly made, seconded and carried, the request of the House for the return of S. B. No. 102 is hereby granted, and the bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House reconsider its action on S. B. No. 102.

Moved by Flachsenhar, seconded and carried, that S. B. No. 102 be placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General Orders under same rules as previous sitting.

Mr. Lillis in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration S. B. No. 71, S. B. No. 102, respectfully report as follows: That Senate Bill No. 71 be concurred in.

S. B. No. 102, be amended as follows: Amend Section 1 by inserting in line 6 of the printed bill before the word "being" the following: "under the direction, supervision, or control of the county officials." Amend S. B. No. 102, after the word "county" at the end of Section 1, add: "Provided, however, that nothing in this Act shall be construed to alter or repeal the provisions of Chapter 102, Laws of the Twentieth Legislative Assembly of the State of Montana 1927, nor the provisions of the Act or Acts of the 21st Legislative Assembly amendatory of said Chapter 102 of the laws of the 21st Legislative Assembly of the State of Montana."

That S. B. No. 102 be concurred in as amended.

LILLIS, Chairman.

On motion of Lillis report adopted.

There being no objection House reverted to Order of Business No. 9.

THIRD READING OF SENATE BILLS

S. B. No. 71, introduced by Walker, John L. Campbell, McQuitty, Cowan and Staggs, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, George, Goodwin, Green, Hagestad, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Monaghan, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Rolph, Ross, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 75.

Noes: Arnold (Rosebud), Fairgrieve, Hanley, Miller (Fergus), Ryder, Sheffer. Total 6.

Absent and not voting: Bonine, Curran, Doran, Freed, Fulsher, Gordon, Jameson, Knight, Kruse, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Nagle, Reed, Renwick, Roll, Warren, Woodcock. Total 21.

S. B. No. 102, introduced by Donovan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Cooney, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Freed, George, Goodwin, Green, Henderson, Hodgskiss, Jensen, Jones, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Merritt, Murphy, Nelson, Nicholson, O'Day, Parker, Roll, Rolph, Salyerds, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 57.

Noes: Anderson, Besancon, Budas, Clausen, Erickson, Fairgrieve, Flachsenhar, Hagestad, Hanley, Jergensen, Leavitt, Marshall, Miller (Fergus), Pauly, Purnell, Reed, Leavens, Rigg, Ryder, Sample, Sheffer, Thorburn. Total 22.

Absent and not voting: Arnold (Stillwater), Bonine, Curran, Doran, Fulsher, Gordon, Jameson, Johnson, Kinville, Knight, Kruse, Minette, Monaghan, Miller (Lincoln), Moss, Moulton, Nagle, Nelstead, Renwick, Ross, Waite, Warren, Woodcock. Total 23.

On motion of Flachsenhar, seconded and carried, House recessed for twenty minutes, to resume at 3:45.

Mr. Speaker in the chair.

Moved by Nagle that a Call of the House be made. Seconded and carried. On roll call all members present except: Curran, Fulsher, Knight, Kruse, Minette, Miller (Lincoln), Moss, Parker, Reed, Warren, absent.

Moved by Flachsenhar that Call of the House be suspended. Seconded and carried.

The Speaker gave notice that he was about to sign Senate Bills Nos. 60 and 59 and thereupon signed same.

REPORT OF CONFERENCE COMMITTEE

The following report was received from a Conference Committee:

Saturday, March 2, 1929.

Mr. Speaker: We, your Joint Conference Committee, to whom was referred Senate Amendments to Substitute for House Bill No. 77: A Bill for an Act entitled: "An Act to amend Section 1180 of the Revised Codes of Montana 1921, relating to the recording or registering of bets or wagers, upon the result of any contest of speed or skill or endurance of animal or beast and to repeal all Acts and parts of Acts insofar as the same may conflict herewith.

Respectfully recommend:

1. That the House concur in the Amendment to Section one, line six, printed bill.

2. That the Senate recede from its amendment to Section one, line nine, printed bill.

3. That the House concur in the amendment to Section one, line twelve, printed bill.

4. That the Senate recede from its amendment to Section one, line fourteen, printed bill.

5. That the Senate recede from its amendment wherein it added to the end of Section one, in line sixteen, printed bill the following: "providing that no fair or racing association held on Sunday shall come within the provisions of this Act."

And that in lieu of such amendment, the words "except on Sundays" be inserted after the word "lawful" in line eight, and after the word "lawful" in line 13.

LARSON,
CHURCH,
EATON,
Of the Senate.

MOULTON,
RENWICK,
NAGLE,
Of the House.

Moved by Moulton that report be adopted.

On roll call report of Conference Committee relating to Senate Amendments to Sub. for H. B. No. 77 adopted by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Darlington, Dean, Dellwo, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Goodwin, Green, Hanley, Henderson, Hodgskiss, Jameson, Jones, Kinville, Leavitt, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Pauly, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Waite, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: Anderson, Dougherty, Fairgrieve, Gordon, Hagestad, Jensen, Jergensen, Johnson, Lewis, MacRae, Purnell, Ryder, Sample, Shepard, Ueland, Wickware. Total 16.

Absent and not voting: Angvick, Clausen, Curran, Fulsher, George, Knight, Kruse, Merritt, Minette, Miller (Lincoln), Moss, Nelstead, Parker, Reed, Warren. Total 15.

On motion of Flachsenhar, seconded and carried, House adjourned until Monday, March Fourth, at 2 P. M.

R. C. BRICKER.
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-SEVENTH DAY

House of Representatives
Helena, Montana, March 4, 1929.

House convened at 2:00 p. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Ballard, Kinville, absent; Miller of Lincoln, excused.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your committee on Enrolling beg leave to report the following bills correctly enrolled: H. B. 79-97-96-170-232-230-106-48-90, H. J. R. No. 3, H. J. M. 5.

MERRITT, Chairman.

Report adopted.

The Journal committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-fifth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 79-97-96-170-232-230-106-48-90 and thereupon signed same.

The Speaker gave notice that he was about to sign H. J. M. No. 5, and H. J. R. No. 3, and thereupon signed same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

Helena, Montana, March 2, 1929.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House Bills:

No. 179—Relating to assessment and taxation of Building and Loan Associations, etc.

No. 180—Relating to assessment and taxation of insurance companies.

No. 181—An Act defining moneys and credits and moneyed capital for the purpose of taxation.

J. E. ERICKSON, Governor.

The following communications were received from the Senate:

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee Report referring to Senate Amendments to Sub. for H. B. No. 77, was this day, on roll call, adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate requests the recall of House Bill No. 135 for further consideration.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the request of the Senate be complied with. Moved by Flachsenhar, seconded and carried that balance of the messages from the Senate be considered read at length and Journal so show.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title and history agreed to, and are herewith returned to the House:

H. B. No. 215; H. B. No. 213; H. B. No. 70; H. B. No. 169; Sub. for H. B. No. 63; H. B. No. 235; H. B. No. 247; Sub. for H. B. No. 218; H. B. No. 91; H. B. No. 283; H. B. No. 153; H. B. No. 178; H. B. No. 226; H. B. No. 238.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee Reports, reports adopted, and bills are herewith returned to the House:

H. B. No. 128; H. B. No. 217; Sub. for H. B. No. 290; H. B. No. 272; H. B. No. 100; H. B. No. 162; H. B. No. 295; Sub. for H. B. No. 291; H. B. No. 147; Sub. for H. B. No. 85; H. B. No. 145; Sub. H. B. No. 301; H. B. No. 242; H. B. No. 131; H. B. No. 102.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Baker, duly seconded and carried, House Bill No. 228, killed by Committee report and adopted by the Senate, was reconsidered and bill re-referred to Committee on Sanitary Affairs.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly seconded and carried, the President of the Senate this day appointed Senators Campbell of Missoula, McCleary and Thien to act as a conference committee with a like committee appointed by the House for the consideration of Senate amendments to H. B. No. 110.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly seconded and carried, the President of the Senate this day appointed Senators McCormick, Tower and Haggerty to act as a conference committee with a like committee appointed by the House for the consideration of Senate amendments to H. B. No. 113.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Church, duly seconded and carried, the President of the Senate this day appointed Senators Larson, Eaton and Church to act with a like committee from the House for the consideration of Senate amendments to Sub. for H. B. No. 77.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: H. B. No. 17, by Leavitt: Recommend same be amended in Section 1, Line 9, typewritten bill, by adding after the word "property" in said Line 9, the word "hereafter," and that Section 9, Line 9, typewritten bill, be amended by adding after the word "deed" the words "hereafter issued under this or any other law of this State shall," and substitute for the word "conveys" in said Line 9, the word "convey," and as so amended, recommend same be concurred in.

Committee on Judiciary: H. B. No. 287, by Leavitt (by request): Recommend same be amended in Section 1, Line 13, typewritten bill, by striking out the words "this Act" and inserting in lieu thereof, "Sections 4173 to 4180, both inclusive," and as so amended, recommend same be concurred in.

Committee on Sanitary Affairs: H. B. No. 126, by Fulsher: Recommend same be amended in Section 2 by striking out in Line 21, Page 1, printed bill, the words "or the upper part of the body."

Also amend Section 3 by striking out in Lines 27 and 28, Page 1, printed bill, the words "the required qualifications as to age, education, and," adding to Section 3, "If a hairdresser or cosmetologist shall, after securing a certificate, contract a communicable disease, endangering the public health, the Board shall, upon proof of same, cancel or suspend the certificate until such a time as the hairdresser or cosmetologist can secure a satisfactory physician's certificate."

Also amend Section 4 by striking out in Line 20, Page 2, printed bill, the words "have been" and substituting in lieu thereof the word "be"; by striking out in Line 21, Page 2, after the word "office" the words "nor shall," all of Line 22, and the words "hairdresers or cosmetologists" in Line 23.

And as so amended, recommend bill be concurred in.

Committee on Judiciary: H. B. No. 147, by Nelstead, Johnson, Merritt, Fairgrieve: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 291, by Committee on State Boards and Officers: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 193, by Johnson: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 295, by Fairgrieve (by request): Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 73, by Committee on Irrigation and Water Rights: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 162, by Bretzke: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 100, by Nelstead: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 272, by Jameson: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 290, by Committee on State Boards and Officers: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 265, by Committee on State Boards and Officers: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 22, by Leavitt: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 163, by Bretzke: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 217, by Knight: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 132, by Nagle: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 128, by Nagle: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 102, by Curran, Wickware and Hodgskiss: Recommend same be not concurred in.

Committee on Judiciary, H. B. No. 267, by Jameson: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 131, by Nagle: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 145, by Nelstead: Recommend same be not concurred in.

Committee on Sanitary Affairs: H. B. No. 228, by English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, and Doran: Recommend same be not concurred in.

Committee on Banks and Banking: H. B. No. 289, by Marshall (by request): Recommend same be concurred in.

Committee on Stockgrowing and Grazing: Sub. H. B. No. 301, by Committee on Livestock and Ranges: Recommend same be not concurred in.

Committee on Oils and Leases: H. B. No. 284, by Committee on Revenue and Taxation: Recommend same be amended in Section 1 by striking out in Line 4, printed bill, the word "persons" and by striking out in Lines 9, 10 and 11 the following words "or any interest in or under any oil, gas or mining property, or in any property represented to contain or be a prospect for oil, gas or minerals." And as so amended, recommend same be concurred in.

Committee on Taxation: H. B. No. 299, by Leavitt: Recommend same be concurred in.

Committee on Taxation: H. B. No. 242, by Ryder: Recommend same be not concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: H. B. No. 260, by Miller of Fergus (by request): Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 312, by Appropriations Committee: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 167, by Jameson: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 204, by Besancon: Recommend same be concurred in.

Committee on Education: H. B. No. 173, by George: Recommend same be concurred in.

Committee on Education: Sub. for House Bills No. 251, 252, 253 and 254, by Committee on Education: Recommend same be concurred in.

Committee on Education: H. B. No. 81, by Hodgskiss: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 208, by Ross, Hanley and Willard: Recommend same be amended in Section 5, Line 3, printed bill, by striking out the words and figures "Five Thousand Dollars, (\$5,000)" and inserting in lieu thereof the words and figures "Three Thousand Dollars, (\$3,000)". And as so amended, recommend same be concurred in.

Committee on Finance and Claims: Sub. for H. B. No. 275, by Committee on State Boards and Officers: Recommend same be amended by Striking out all of Line 12, printed bill, and inserting in lieu thereof the words and figures: "Superintendent of Banks, Twenty-Five Thousand Dollars" and by striking out all of Line 13, printed bill, and inserting in lieu thereof the words and figures, "Deputy Bank Examiners, Ten Thousand Dollars, (\$10,000)"; and by striking out in Line 39, printed bill, the words and figures "Fifty Thousand Dollars, (\$50,000)" and inserting in lieu thereof the words and figures "Twenty-Five Thousand Dollars, (\$25,000)". And as so amended, recommend same be concurred in.

Committee on Education: H. B. No. 194, by Dougherty and Wickware: Recommend same be amended in Line 18, original bill, by striking out the word "shall" and inserting the word "may" in lieu thereof, and that said bill be concurred in, as amended.

Committee on education: H. B. No. 55, by Erickson: Recommend same be amended by striking out the word "shall" in Line 4, printed bill, and inserting in lieu thereof the words "are hereby authorized to," and by striking out the word "shall" in Line 9, printed bill and inserting in lieu thereof the words "are hereby authorized to", and by adding after the word "district" in Line 11, the following words: "including any child, or children, of such district who may attend any school other than such public school therein, on the condition that such child, or children, attending any other than a public school of such district shall pay their proportionate share of the cost of such said transportation so that the transportation of such pupil, or pupils, attending any school other than a public school shall not be a charge or expense to such district," and that said bill be concurred in, as amended.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 58, by Curran and Lillis was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend by striking out all of Section 3.

Further amend by renumbering Section 4, "Section 3."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 82, by Hanley, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate Amendments, attached.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 124, by Bretzke and Darlington, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend Section 1 by inserting after the word "such" in Line 5 of the printed bill the following: "or the county surveyor if he be the officer in charge of roads and bridges."

Amend in Line 6 by striking out after the word "must" the word "forthwith."

Amend in Line 7 by inserting after the word "Commissioners" the words "or the county surveyor, if he be the officer in charge of roads and bridges."

Amend Section 1 by striking out in Line 5, printed bill, the last two words of said line, being the words "as such," and inserting in Line 16 of the same Section of the printed bill, after the word "included" the following:

"Provided nothing in this Act shall be construed as holding the County Commissioners responsible or liable for anything other than wilful, intentional neglect or failure to act."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 137, by Committee on Education was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Strike out the words "of the highest degree" in Line 10 of the bill.

Strike out the words "of the highest degree" in Line 13 of the bill.

Amend Section 1 by striking out all the words beginning with the word "one" in Line 9, to and including the word "schools" in Line 11 of the printed bill.

Amend in Section 1 by striking out in Line 8 the word "three" and inserting in lieu thereof the word "two."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 142, by Appropriations Committee, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend in Line 12 of the original bill, by striking out the words and figures "Three Thousand Six Hundred Dollars, (\$3,600.00)" and inserting in lieu thereof the words and figures "Two Thousand Four Hundred Dollars, (\$2,400.00)."

Amend in Line 18 of the original bill, by striking out the words and figures "Three Thousand Six Hundred Dollars, (\$3,600.00)" and inserting in lieu thereof the words and figures "Two Thousand Four Hundred Dollars, (\$2,400.00)."

Amend in Line 25 of the original bill, by striking out the words and figures "One Hundred and Fifty Dollars, (\$150.00)" and inserting in lieu thereof the words and figures "One Hundred Dollars, (\$100.00)", and by adding after the words and figures "One Hundred Dollars, (\$100.00)" the following: "Provided that in the event of the death of Catherine Crossland Smith, said monthly payments shall cease immediately."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 143, by Appropriations Committee, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend title by adding thereto the following: "and establishing a Special Examination Fund, providing for withdrawals therefrom and for the trans-

fer of all monies remaining therein at the end of each current year to the General Fund."

Amend in Line 8, Page 6, original bill, by inserting immediately before the word "Special" the following word, figure and period, to-wit: "Section 2".

Strike therefrom that portion of Line 18, Page 6, original bill, commencing with the word "All," also Lines 19 and 20, and insert in lieu thereof the following words, sentences and phrases, to-wit: "All special examination fees or charges so collected by the State Examiner and ex-officio Superintendent of Banks and paid to the State Treasurer, shall be placed in a special fund to be known as the Special Examination Fund to be drawn upon by the State Examiner and ex-officio Superintendent of Banks to defray the actual costs and expenses of such special examinations, but all monies remaining in such special fund at the end of each current year shall be transferred by the State Treasurer to the General Fund."

Amend by renumbering Section 2, "Section 3"; by renumbering Section 3, "Section 4"; by renumbering Section 4, "Section 5."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 195, by Jameson, was this day read three several times and concurred in as amended, and is herewith transmitted to the House for concurrence in Senate amendments:

Senate Committee of the Whole amendment to H. B. No. 195:

Amend Section 1 by striking out in Line 8 of the original bill the comma after the word "cents" and inserting in lieu thereof the word "as".

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 209, by George and Bonine, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend by adding the word "written" in Line 4, Page 1, after the word "certain", in the title.

Amend in Line 13, Page 1, by adding the word "written" after the word "all."

Amend in Line 17, Page 1, by adding the word "written" after the word "said."

Amend in Line 3, Page 2, by adding the word "written" after the word "any."

Amend in Section 3 by striking out in Line 6 the word "an" and inserting in lieu thereof the word "or."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 332—Committee on Judiciary; H. B. No. 321—Committee on Finance and Claims; H. B. No. 325—Committee on Finance and Claims; H.

B. No. 327—Committee on Finance and Claims; H. B. No. 328—Committee on Finance and Claims; H. B. No. 329—Committee on Finance and Claims; H. B. 330—Committee on Finance and Claims; H. B. No. 335—Committee on Finance and Claims; H. B. No. 331—Committee on Finance and Claims; H. B. No. 333—Committee on Finance and Claims; H. B. No. 334—Committee on Finance and Claims; H. B. No. 336—Committee on Finance and Claims; H. B. No. 323—Committee on Finance and Claims; H. B. No. 326—Committee on Finance and Claims.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 2, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Sub. for H. B. No. 85 be not concurred in.

That consideration of Sub. for H. B. No. 86 be passed for the day.

That consideration of Sub. for H. B. No. 268 be passed for the day.

That H. B. No. 259 be concurred in.

That H. B. No. 165 be amended in Section 1 by adding at the end of the section the following: "And provided further that this Section will not apply to any dance that is started before midnight on Saturday night and closes at or before 3:00 o'clock the following morning."

Also amend in Section 1 by striking out all of Line 6 after the words "Variety Hall" and all of Line 7 to and including the word "dispensed."

Also amend in Section 1 by striking out in Line 11 "and where no intoxicating liquors are sold."

And as so amended, recommend same be concurred in.

That consideration of H. B. No. 187 be passed for the day.

That H. B. No. 177 be amended in Section 1 by striking out in Line 7 of the printed bill the period at the end of the line and inserting in lieu thereof the words and punctuation: "nor to honorably discharged soldiers, sailors and marines of the United States who were in either the Spanish-American War, the Philippine Insurrection, or the late war with Germany and her Allies."

And as so amended, recommend same be concurred in.

That H. B. No. 206 be concurred in.

That consideration of Sub. for H. B. No. 112 be passed for the day.

That Sub. H. B. No. 24 be concurred in.

That consideration of H. B. No. 190 be passed for the day.

That H. B. No. 197 be amended in Section 1 by striking out in Line 4 the words "seventy-two (72) hours" and inserting in lieu thereof the words "seven days;" also amend in Section 7 by inserting after the figures "\$3.00" in Line 11 of the printed bill the following: "for passenger cars and trucks of not more than one ton capacity, five dollars for trucks of not more than one and one half tons capacity, and ten dollars for all trucks over one and one half tons capacity."

And as so amended, recommend same be concurred in.

That H. B. No. 186 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Arnold (Stillwater), seconded and carried, that H. B. No. 113 be recalled from the Conference Committee and placed on General Orders and Conference Committee excused.

Moved by Woodcock, seconded and carried, that S. B. No. 26, be taken from the Committee on State Boards and Officers and placed on General Orders. On standing vote, motion carried by the following vote: Ayes, Total 37; Noes 27.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General orders, under same rules as previous sitting.

Mr. Goodwin in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration Senate Amendments to H. B. No. 58, 82, 124, 137, 142, 143, 195, 209 and H. B. No. 113, respectfully report as follows:

Recommend Senate Amendments to H. B. No. 58 be not concurred in and that conference committee be appointed.

Senate Amendments to H. B. No. 82, concurred in.

Senate Amendments to H. B. No. 124, concurred in.

Senate Amendments to H. B. No. 137, not concurred in and request that a conference committee be appointed.

Senate Amendments to H. B. No. 142, concurred in.

Senate Amendments to H. B. No. 143, concurred in.

Senate Amendments to H. B. No. 195, concurred in.

Senate Amendments to H. B. No. 209, concurred in.

H. B. No. 113, Senate amendments be concurred in.

GOODWIN, Chairman.

On motion of Goodwin report adopted.

The Speaker appointed Moss, Curran and Dellwo to act on Conference Committee relating to Senate Amendments to H. B. No. 58; and Dougherty, Miller (Fergus), and Purnell to act on Senate Amendments to H. B. No. 137.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations, having had under consideration Senate Bill No. 41: A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to issue and dispose of "Refunding Capitol Building Bonds" to the amount of five hundred and thirty-five thousand dollars, for the purpose of refunding the "second" and "third" issue "Capitol Building Bonds of the State of Montana": to provide for the payment of interest and principal, and create a sinking fund and the investment thereof."

Respectfully report as follows: That Senate Bill No. 41 be concurred in.

REED, Chairman.

On motion of Green report adopted.

Mr. Speaker: We, your committee on Education, having had under consideration Senate Joint Memorial No. 3: "A memorial to the Congress of the United States calling attention to the inadequacy of our present course of study in our public grade and high schools, and the need for a standard

course of study which will more nearly fill the needs of every day life" respectfully report as follows: That Senate Joint Memorial No. 3 be not concurred in.

MARSHALL, Chairman.

On motion of Marshall report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced in the House, read first time by title and second time at length and referred to committees:

H. B. 337, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1929 and ending June 30, 1931." Committee on Appropriations.

H. B. 338, By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the Department of State Purchasing Agent for the purpose of making a physical valuation and inventory of all State property, excepting State lands and lands held in trust by the State Land Board." Committee on Appropriations.

H. B. 339, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of renewal premiums for fire insurance on State Buildings and contents thereon for a three year period." Committee on Appropriations.

H. B. 340, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the use and benefit of the State Board of Equalization in carrying out the provisions of law relating to the collection of gasoline license taxes and rebates thereof." Committee on Appropriations.

On request of Flachsenhar, the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Woodcock, seconded and carried, that S. B. No. 26, be taken from General Orders and re-referred to Committee on State Boards and Officers.

There being no objections, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 337: A Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 337 do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 338: A Bill for an Act entitled: "An Act to appropriate money for the department of State Purchasing Agent for the purpose of making a physical valuation and inventory of all State property excepting State lands and lands held in trust by the State Land Board." Respectfully report as follows: That House Bill No. 338 do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 339: A Bill for an Act entitled: "An Act appropriating money for the payment of renewal premiums for fire insurance

on State buildings and contents thereon for a three year period." Respectfully report as follows: That House Bill No. 339 do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 340: A Bill for an Act entitled: "An Act appropriating money for the use and benefit of the State Board of Equalization in carrying out the provisions of Law relating to the collection of Gasoline License Taxes and rebates thereof." Respectfully report as follows: That House Bill No. 340 do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your joint conference committee, appointed to consider House amendments to Senate Bill No. 63, by Eaton, being a Bill for an Act entitled: "An Act to amend Section 835 of the Revised Codes of Montana, 1921, and to authorize the State Board of Education to hold meetings of the Board at places other than the State Capitol.

Report and recommend as follows: That the Senate concurs in the following House amendments to said bill:

Amend Section 1 by inserting in line 8 after the words "requires it." the words "The Secretary of the Board shall notify the members of all regular and special meetings."

Amend Section 3 by striking out all of Section 3.

That the House recedes from the following House amendments to said bill:

Amend Section 1 by inserting in line 10, after the word "actual", the word "traveling."

Amend Section 1 by striking out in line 11 the words "and all other expenses." And as so amended we recommend that report be adopted.

EATON,
PARKIN,
PORTER,

For the Senate.

MARSHALL,
DELLWO,
CURRAN,

For the House.

Moved by Marshall that report be adopted.

On roll call report adopted by following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsehar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Ballard, Johnson, Kinville, Leavitt, Miller (Lincoln), O'Day, Reed. Total 7.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 82, introduced by Hanley, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Dean, Purnell, Tinsley, Waite. Total 4.

Absent and not voting: Ballard, Fulsher, Jensen, Kinville, Merritt, Miller (Lincoln), Nelstead, Reed. Total 8.

Senate amendments to H. B. No. 124, introduced by Bretzke and Darlinton, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Minette, Miller (Fergus), Murphy, Nelstead, Nicholson, Parker, Pauly, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Fairgrieve, Monaghan, Nelson, O'Day, Purnell, Renwick, Rigg. Total 7.

Absent and not voting: Arnold (Rosebud), Ballard, Barry, Chatham, Dean, Johnson, Kinville, Kruse, Marshall, Merritt, Miller (Lincoln), Moss, Moulton, Nagle, Reed, Simpson. Total 16.

Senate amendments to H. B. No. 142, introduced by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Flachsenhar, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Angvick, Ballard, Barry, Brown (Gallatin), Chatham, Darlinton, Freed, Kinville, Kruse, Leavitt, Merritt, Miller (Lincoln), Moss, Moulton, Nelstead, Reed, Rigg, Sample, Warren. Total 19.

Senate Amendments to H. B. No. 143, introduced by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monoghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Ballard, Benjamin, Chatham, Freed, Gordon, Johnson, Jones, Kinville, Kruse, Leavitt, Merritt, Miller (Lincoln), Moss, Nelstead, Reed, Rigg, Shepard. Total 17.

Senate Amendments to H. B. No. 195, introduced by Jameson, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monoghan, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Ballard, Benjamin, Chatham, Ekegren, Goodwin, Johnson, Jones, Kinville, Kruse, Merritt, Miller (Fergus), Miller (Lincoln), Moss, Nelstead, Pauly, Reed, Roll. Total 17.

Senate amendments to H. B. 209, introduced by George and Bonine, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monoghan, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Tinsley. Total 1.

Absent and not voting: Arnold (Rosebud), Ballard, Benjamin, Darlinton, Johnson, Jones, Kinville, Kruse, Leavitt, Merritt, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nelstead, Reed, Ross, Ryder. Total 18.

Senate amendments to H. B. No. 113, introduced by Fulsher, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Ballard, Benjamin, Brown (Cascade), Chatham, Darlington, Dunn, Gordon, Johnson, Jones, Kinville, Kruse, Leavitt, Merritt, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Reed, Ryder. Total 19.

House reverted to Order of Business No .4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Affairs of Cities, having had under consideration Senate Bill No. 66, introduced by Walker: A Bill for an Act entitled: "An Act to amend Section 6708 of the Revised Codes of Montana, 1921, by providing that leases or grants of any town or city lot for a period not longer than seventy-five years shall be valid." Respectfully report as follows: That Senate Bill No. 66 be concurred in.

LOGAN, Chairman.

On motion of Leavens, report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the communication received in the House this morning asking for the return of House Bill No. 135 for further consideration by the Senate, was an error, as the motion by Senator Taylor on Saturday, March 2nd, asking for the return of said bill for further consideration, was lost.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the House reconsider its action on H. B. No. 135.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that the House resolve itself into Committee of the Whole for the consideration of General Orders under same rules as previous sitting.

Mr. Goodwin in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration S. B. No. 41 and 66, respectfully report as follows: That Senate Bill No. 41 be concurred in; S. B. No. 66 be concurred in.

GOODWIN, Chairman.

On motion of Goodwin, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 41, introduced by Finance and Claims Committee, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Monaghan, Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Ballard, Benjamin, Brown (Cascade), Chatham, Darlinton, Doran, Dougherty, George, Johnson, Jones, Kinville, Kruse, Leavitt, MacRae, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Reed, Roll, Ryder. Total 23.

Senate Bill No. 66, introduced by Walker, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Dunn, Ekegren English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lillis, Logan, Lucas, Mason, Manning, Metlen, Minette, Monaghan, Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Ballard, Darlinton, Doran, Dougherty, English (Deer Lodge), Freed, George, Gordon, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, MacRae, Marshall, Merritt, Miller (Fergus), Miller (Lincoln), Reed. Total 20.

Moved by Flachsenhar, seconded and carried, that House recess until 4:15 P. M.

House resumed at 4:15 P. M.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Federal Relations, having had under consideration Senate Joint Memorial No. 9: "A resolution memorializing the Congress of the United States relating to the policy of caring for the Indians of Montana by the expenditure of Federal appropriations through State agencies," respectfully report as follows: That said memorial be amended by striking out in lines 20 and 21 the words "State Board of Education" and that as so amended, it be concurred in.

BUCK, Chairman.

On motion of Buck, report adopted.

Mr. Speaker: We, your committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 51: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921, and to add thereto two new Sections to be known as Sections 3384a and 3384b of the Revised Codes of Montana of 1921, providing for the abolishing of herd districts and for the exclusion of land therefrom in certain cases," respectfully report as follows: That said bill be not concurred in.

LEAVENS, Chairman.

On motion of Leavens, report adopted.

Mr. Speaker: We, your committee on State Boards and Officers, having had under consideration Senate Bill No. 26: A Bill for an Act entitled: "An Act designating the city of Fort Benton as a place for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition and providing for a commission to select a site and a suitable memorial and supervise the erection of same." Respectfully report as follows: That Senate Bill No. 26 be placed on General Orders without recommendation.

JONES, Chairman.

On motion of Jones, report adopted.

Mr. Speaker: We, your committee on State Boards and Officers, having had under consideration Senate Bill No. 110: A Bill for an Act entitled: "An Act providing that no Senator or Representative during his elective term as such shall be appointed or employed in any civil office, trust or employment under the State of Montana, and that no member of Congress or other person holding an office (except Notary Public, or in Militia) under United States or this State, shall be a member of either House during his continuance in office," respectfully report as follows: That Senate Bill No. 110 be not concurred in.

JONES, Chairman.

Moved by Jones report be adopted.

Moulton requested a roll call.

Flachsenhar moved Call of the House and on roll call all members present except Ballard and Miller (Lincoln), absent.

Flachsenhar moved Call of the House be suspended.

Roll call to adopt committee report was as follows:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Barry, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Fulsher, George, Goodwin, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Marshall, Merritt, Monaghan, Miller (Fergus), Moss, Nelson, Nelstead, Parker, Purnell, Reed, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Thorburn, Ueland, Waite, Wickware, Willard. Total 64.

Noes: Angvick, Besancon, Bonine, Brown (Cascade), Chat-ham, Dellwo, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Gordon, Hanley, Jensen, Kruse, Mason, Manning Metlen, Minette, Moulton, Murphy, Nagle, Nicholson, O'Day, Pauly, Renwick, Rolph, Steeves, Sullivan, Tinsley, Warren, Willis, Wilson, Woodcock. Total 35.

Absent and not voting: Ballard, Miller (Lincoln), Mr. Speaker. Total 3.

Mr. Speaker: We, a majority of your committee on Privileges and Elections, having had under consideration Senate Bill No. 124, introduced by Larson and Campbell of Missoula: A Bill for an Act entitled: "An Act to regulate the nomination and election of all Judges of Courts of Record: abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices: imposing certain duties upon the Secretary of State and county officers having charge of election

affairs and Judges and Clerks of election, and adapting the provisions of the laws as they now exist to the non-partisan election of Judges of Courts of Record." Respectfully report as follows: That Senate Bill No. 124 be not concurred in.

W. E. WARREN,
MACRAE,
ANDREW UELAND,
NEIL C. PARKER,
KNIGHT,
D. W. CHAPMAN,
BEN NELSON.

Moved by Knight, seconded, that majority report be adopted.

Mr. Speaker: We, a minority of your committee on Privileges and Elections, having had under consideration Senate Bill No. 124, introduced by Larson and Campbell of Missoula: A Bill for an Act entitled: "An Act to regulate the nomination and election of all Judges of Courts of Record: abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices: imposing certain duties upon the Secretary of State and county officers having charge of election affairs and Judges and Clerks of election, and adapting the provisions of the laws as they now exist to the non-partisan election of Judges of Courts of Record." Respectfully report as follows: That Senate Bill No. 124 be concurred in.

W. T. BALLARD,
GEORGE BARRY.

Moved by Nagle, seconded, that as a substitute motion the minority report be adopted. Original motion by Knight carried.

Mr. Speaker: We, your committee on Townships and Counties, having had under consideration Senate Bill No. 52: A Bill for an Act entitled: "An Act to amend Section 1213 of the Revised Codes of Montana of 1921 relating to the duties of County Treasurers with respect to school district funds." Respectfully report as follows: That Senate Bill No. 52, be concurred in.

BRETZKE, Chairman.

On motion of Bretzke report adopted.

To the President of the Senate and the Speaker of the House: We, your joint conference committee, appointed to consider Senate amendments to House Bill No. 110, by Goodwin, being A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921, as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly, relating to the fees of sheriffs," respectfully report as follows:

1. That the House concur in all Senate amendments.
2. That Section 1 of said bill be further amended by inserting the words "as amended by Chapter 111 of the laws of the Twentieth Legislative Assembly" following the figures "1921" in line 9 of the original bill, and that as so amended said bill do pass.

CAMPBELL, Missoula,
THIEN,
McCLEARY,
Senate.

LOU E. BRETZKE,
M. C. WICKWARE,
PHIL C. GOODWIN,
House.

Moved by Bretzke that the report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Darlington, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Jensen: Total 1.

Absent and not voting: Angvick, Ballard, Freed, Goodwin, Hodgskiss, Merritt, Miller (Lincoln), Reed, Steeves. Total 9.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Clerk of the House be directed to send a telegram from the House of Representatives, State of Montana, to President Herbert Hoover, congratulating him as the thirty-first President of the United States.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length and referred to committees:

H. B. 341, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the six units of the University of Montana, for the Regional Summer School at Miles City, and for students railroad fare refund for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. 342, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Vocational School for Girls for the period beginning July 1, 1929, and ending June 30, 1931." Appropriation Committee.

H. B. 343, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Railroad Commission and Ex-officio Departments thereunder for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

H. B. 344, By Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Department of Agriculture, Labor and Industry, and for the Montana State Fair for the period beginning July 1, 1929, and ending June 30, 1931." Committee on Appropriations.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 341: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the six units of the University of Montana, for the regional summer school at Miles City, and for student railroad fare refund for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 341, do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 342: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the vocational school for girls for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 342, do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 343: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the railroad commission and ex-officio departments thereunder for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 343: do pass.

REED, Chairman.

On motion of Green, report adopted.

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 344: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Department of Agriculture, labor and industry, and for the Montana State Fair for the period beginning July 1, 1929, and ending June 30, 1931." Respectfully report as follows: That House Bill No. 344, do pass.

REED, Chairman.

On motion of Green, report adopted.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning, March fifth at eleven o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-EIGHTH DAY

House of Representatives
Helena, Montana, March 5, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Miller (Lincoln) excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-seventh legislative day find same to be correct.

DARLINTON, Chairman.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. No. 61, H. B. No. 83, 168, 178, 226, H. J. M. No. 4, H. Bills Nos. 153, 238, 169, 70, 91, 107, 247, 235, 213, 283, 215, Sub. H. B. 37 and 57, Sub. H. B. No. 63, Sub. H. B. 218, Sub. H. B. No. 164, H. J. R. No. 4.

MERRITT, Chairman.

The Speaker gave notice he was about to sign Sub. House Bills Nos. 37 and 57; 61, 63, 164, 218; House Bills Nos. 70, 83, 91, 107, 153, 168, 169, 178, 213, 215, 226, 235, 238, 247, 283, H. J. M. No. 4, H. J. R. No. 4, and thereupon signed same.

REPORT OF CONFERENCE COMMITTEE

The following report was received from a conference committee:

Mr. Speaker: We, your Conference committee, having had under consideration H. B. No. 137: A Bill for an Act entitled: "An Act prescribing qualifications for County Superintendent of Schools." Respectfully report as follows: That House Bill No. 137, be amended as follows:

In Section 1, by striking out the word "state" the first time it appears in Line six of the printed bill and by inserting in Line six after the word "Montana" the words "designated as a State Certificate";

That the Senate recede from its amendments to Section 1 striking out the word "three" and inserting in lieu thereof the word "two".

That the House concur in Senate amendment to Section 1 striking out all the words beginning with the word "one" in Line 9, to and including the word "schools" in Line 11 of the printed bill.

GEO. W. GUSTAFSON,
RALPH R. TOWER,
DUNCAN,

For the Senate.

DOUGHERTY,
PURNELL,
MILLER of Fergus,

For the House.

Moved by Marshall that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Moss, Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Nagle, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), George, Hodgskiss, Merritt, Miller (Fergus), Miller (Lincoln), Nelson, O'Day, Sample, Willis. Total 12,

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the President of the Senate this day appointed Senators Kemmis, Holt and Porter, as a conference committee to confer with a like committee from the House for the consideration of Senate amendments to H. B. No. 58.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, concurred in House amendments to Senate Bill No. 102, and Senate Sub. for S. B. No. 146.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the communications from the Senate be considered read at length and Journal so show.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed by adverse Committee reports, and bills are herewith returned to the House. H. B. No. 64, by Buck and Moss. H. B. No. 35, by Rigg.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title and history agreed to, and same are herewith returned to the House:

H. B. No. 259; H. B. No. 206; Sub. H. B. No. 24; H. B. No. 186; H. B. No. 187; H. B. No. 81; H. B. No. 173; H. B. No. 167; H. B. No. 204; H. B. No. 312; H. B. No. 260.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee reports, and same are herewith returned to the House:

House Bill No. 219, by Logan; House Bill No. 130, by Committee on Fairs and Expositions; House Bill No. 261, by Committee on Education; House Bill No. 250, by Shepard; House Bill No. 258, by Dellwo; Sub. H. B. No. 9, by Committee on Education.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate joint conference committee, appointed to consider House amendments to S. B. No. 63, by Eaton, respectfully recommend as follows:

That the Senate concur in the following House amendments to said bill:

Amend Section 1 by inserting in Line 8 after the words "requires it", the words "The Secretary of the Board shall notify the members of all regular and special meetings." Amend Section 3, by striking out all of Section 3.

That the House recedes from the following amendments to said bill:

Amend Section 1 by inserting in Line 10, after the word "actual," the word "traveling." Amend Section 1 by striking out in Line 11 the words "and all other expenses."

And as so agreed upon, recommend that report be adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Sub. for House Bills Nos. 251, 252, 253 and 254, be amended in Section 1 by adding after the word "schools" in Line 16 of original bill: "Of the county in which said children reside"; also in Section 2 by striking out in Line 9, printed bill, and Line 28, original bill, the semi-colon and inserting a comma, and inserting after said comma the words "in which case," and as so amended, recommend same be concurred in.

That H. B. No. 173 be concurred in.

That H. B. No. 204 be concurred in.

That H. B. No. 167 be concurred in.

That H. B. No. 312 be concurred in.

That H. B. No. 260 be concurred in.

That H. B. No. 208 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committee this day reported as follows:

Committee on Education: H. B. No. 249, by Willis: Reported back without recommendation.

Committee on Education: H. B. No. 198, by Marshall: Recommend same be amended in Line 9 of the title by changing "1928" to read "1929" and that said bill be further amended in Line 15 of Section 1 by changing the "1928" to read as "1929," and as so amended, recommend same be concurred in.

Committee on Education: Sub. H. B. No. 9, by Committee on Education: Recommend same be not concurred in.

Committee on Education: H. B. No. 258, by Dellwo: Recommend same be not concurred in.

Committee on Education: H. B. No. 250, by Shepard: Recommend same be not concurred in.

Committee on Education: H. B. No. 261, by Committee on Education: Recommend same be not concurred in.

Committee on Stockgrowing and Grazing: H. J. M. No. 6, by Committee on Livestock and Public Ranges: Recommend same be concurred in.

Committee on Irrigation and Water Rights: H. B. No. 73, by Committee on Irrigation and Water Rights: Recommend same be concurred in.

Committee on Public Lands: H. B. No. 277, by Shepard: Recommend same be concurred in.

Committee on Roads and Highways: Sub. H. B. No. 199, by Committee on Ways and Means: Recommend same be amended in the title by adding after the numeral "3" in Line 2, the following: "and Section 6," and by adding in Line 3 after the figures "1923" the following: "As amended by Chapter 103, Session Laws of Montana, 1925." Further amend by striking out Section 4 as it appears in the bill and inserting in lieu thereof the following:

"Section 4. That Section 6, Chapter 154, Session Laws of Montana, 1923, as amended by Chapter 103, Session Laws of Montana, 1925, shall be, and the same is hereby amended to read as follows:

"Section 6. No certificate shall be issued or remain in force unless the holder thereof shall comply with such rules and regulations of the

Board as it shall adopt governing the filing of bonds, policies of insurance, or such security or agreement in such form and adequate amount and conditioned as the Board may require for the payment of any final judgment which may be rendered against any such transportation company arising out of the death or injury to any passenger or injury to other persons or property as a result of any negligent operation of the motor vehicles of such transportation company, with power in the Board to permit self-insurance whenever, in its opinion, the financial ability of the transportation company warrants."

Renumber Sections 4 and 5 as they appear in the original Sub. for H. B. No. 199, as Sections 5 and 6, respectively. And as so amended, recommend the bill be concurred in.

Committee on Roads and Highways: H. B. No. 150, by Johnson, Nelstead, Merritt and Fairgrieve: Recommend same be concurred in.

Committee on Railroads and Transportation: H. B. No. 148, by Johnson, Nelstead Merritt and Fairgrieve: Recommend same be concurred in.

Committee on Railroads and Transportation: H. B. No. 298, by Railroads and Transportation Committee: Recommend that Section 2 be amended by striking out the period after the word "repealed" at the end of the section and inserting in lieu thereof the following words and punctuation: "provided, however, that this Act shall not be construed to modify or repeal the provisions of Senate Bill No. 18, approved by the Governor of the State of Montana on February 13th, 1929." And as so amended, recommend same be concurred in.

Committee on Aviation: H. B. No. 196, by Flachsenhar: Recommend same be concurred in.

Committee on Fairs and Expositions: H. B. No. 130, by Committee on Fairs and Expositions: Recommend same be not concurred in.

Committee on Public Buildings: H. B. No. 219, by Logan: Recommend same be not concurred in.

Minority of Committee on Judicial Districts: H. B. No. 74, by Sample, Besancon, Dougherty, Arnold of Stillwater, and Miller of Fergus: Recommend same be concurred in. On roll call, report adopted.

Committee on Roads and Highways: H. B. No. 149, by Johnson, Nelstead, Merritt and Fairgrieve: Recommend same be amended by striking out in Line 15, Page 1, engrossed bill, after the word "of" the words "Railroad Commissioners," and inserting in lieu thereof the word "equalization." Further amend by striking out in Lines 23 and 24, the words "Railroad Commissioners" and inserting in lieu thereof the word "equalization." Also strike out Lines 3 and 4 on Page 2 the words "Railroad Commissioners" and insert in lieu thereof the word "equalization." Also strike out in Line 6, Page 2, the words "Railroad Commissioners" and insert in lieu thereof "Equalization." Also in Line 10, Page 2, the words "Railroad Commissioners and insert in lieu thereof the word "Equalization." Also strike out in Line 13 the words "Railroad Commissioners" and insert in lieu thereof the word "equalization." Also strike out in Line 20, Page 2, the words "Railroad Commissioners" and insert in lieu thereof the word "equalization." And as so amended, recommend same be concurred in.

Committee on Taxation: Sub. H. B. No. 86, by Committee on Revenue and Taxation: Recommend same be amended in the title by striking out the figures "2½" in Lines 3 and 9 of said title, and inserting in lieu thereof the figure "3". Also by inserting in Line 11 after the word "Montana" the words "together with the Agricultural Experiment Station and its branches and substations, and the Agricultural Extension Service, including the Soil Survey and the Grain Laboratory." Also by adding the letter "s" after the word "purpose" in Line 13. Amend Section 1 by striking out the figures "2½" in Lines 3, 6 and 7, of the printed bill and inserting in lieu thereof the figure "3". Also by adding at the end of Line 13, the following: "together with the Agricultural Experiment Sta-

tion and its branches and substations, and the Agricultural Extension Service, including the Soil Survey and the Grain Laboratory." Amend Section 2 by adding to the ends of each lines 8 and 9 respectively, the following: "Agricultural Experiment Stations and Extension Service." And as so amended, recommend the bill be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows, reports aopted:

That H. B. No. 144, be concurred in.

That H. B. No. 35, be not concurred in.

That consideration of H. B. No. 136 be passed for the day.

That H. B. No. 284 be amended in Section 3 by inserting after Line 30 the following:

(9) Securities sold by the owner for the owner's account exclusively when not made in the course of continued and repeated transactions of a similar nature.

(10) Stock of a domestic corporation, issued by said corporation, and sold by it or subscriptions taken for same, without the payment of any commission or expense to solicitors, agents or brokers in connection with the sale thereof.

(11) Units of a domestic common law trust or syndicate issued by such syndicate or trust and sold or subscriptions taken for the sale of same by such trust or syndicate without the payment of any commission or expense to solicitors, agents or brokers in connection with the sale of same. And as so amended, recommend same be concurred in.

That H. B. No. 190 be amended in the title by striking out the period after the last word "materials" and inserting a comma and by adding the following: "and by adding new Sections to be known as Sections 2753a, 2753b, 2753c, and 2753d.

Also amend in Section 1 by inserting after the word "sold" at the end of Line 70 the following: "under proper order of court". And as so amended, recommend same be concurred in.

That H. B. No. 187 be concurred in.

That Sub. for H. B. No. 112, be amended in Section 1 by striking out in Line 4, printed bill, the words "the two preceding Sections" and inserting in lieu thereof the words and figures "Sections 3071 and 3072 of the Revised Codes of Montana, 1921." Also amend in Section 2 by inserting in Line 6 the words "First Class" before the word "school" and inserting in Line 7 after the word "Janitors" these words: "except in Courthouses of Sixth and Seventh Class Counties." Also amend in Section 2 by adding after the words "School Districts" in Line 6 the words "of first class." And as so amended, recommend same be concurred in.

That Sub. for H. B. No. 268 be concurred in.

That H. B. No. 81 be concurred in.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 194 be amended in Section 1 by striking out Committee amendment in line 18 of original bill and leaving bill in original form, and as so amended, recommend same be concurred in.

That H. B. No. 126 be concurred in.

That H. B. No. 55 be concurred in.

That H. B. No. 17 be concurred in.

That H. B. No. 287 be concurred in.

That consideration of Sub. for H. B. No. 275 be passed for the day.

That consideration of H. B. No. 193 be passed for the day.

That H. B. No. 265 be concurred in.

That H. B. No. 22 be concurred in.

That H. B. No. 163 be concurred in.

That H. B. No. 132 be concurred in.

That H. B. No. 267 be concurred in.

That H. B. No. 289 be concurred in.

That consideration of H. B. No. 299 be passed for the day.

That H. B. No. 228 be amended in the title by striking out in Line 4 after "cities" the period and adding the following: "and provide for mileage to carry out the provisions of the Act." Also amend in Section 1 by adding a new section to be known as sub-section 29 as follows: "The Board of County Commissioners when authorized by a majority petition of the proposed District are hereby authorized and empowered to levy not to exceed 3 mills to carry out the provisions of the Act." And as so amended, recommend same be concurred in.

That H. B. No. 249 be concurred in.

That H. B. No. 298 be concurred in.

That Sub. H. B. No. 86 be amended in Section 1 by inserting the word "Montana" before the word "Agricultural" in Line 6 of the engrossed bill, and as so amended, recommend same be concurred in.

That consideration of H. B. No. 149 be passed for the day.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for H. B. No. 112, by Committee on Labor, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 4, printed bill, the words "the two preceding sections," and inserting in lieu thereof the words and figures, "Sections 3071 and 3072 of the Revised Codes of Montana, 1921."

Amend in Section 2 by inserting in Line 6 the words "First Class" before the word "School", and inserting in Line 7 after the word "Janitors" these words: "except in County Court Houses of Sixth and Seventh Class Counties." Further amend in Section 2 by adding after the words "School Districts" in Line 6, the words "of the first class."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 144, by Cooney, Freed, Dunn, Hanley and Buck, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments.

Amend by adding the following words at the end of Section 27: "The Secretary of State shall charge a flat fee of \$5.00 for filing and recording the Articles of Incorporation of Credit Unions, which fee shall be in lieu of other filing fees."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 165, by Chatham, Barry, Willis and Moulton, was this day read three several times and concurred in as amended, and is herewith returned to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out all of Line 6 after the words "Variety Hall" and all of Line 7 to and including the word "dispensed." Amend in Section 1 by striking out in Line 11 "and where no intoxicating liquors are sold." Amend in Section 1 by adding at the end of the Section the following: "And provided further that this Section will not apply to any dance that is started before midnight on Saturday night and closes at or before 3:00 o'clock the following morning."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 177, by Sullivan, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 7 of the printed bill the period at the end of the line and inserting in lieu thereof the words and punctuation: "nor to honorably discharged soldiers, sailors, and marines of the United States who were in either the Spanish-American War, the Philippine Insurrection, or the late war with Germany and her allies."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 190, by Sullivan, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend title by striking out the period after the last word "materials" and inserting a comma, and by adding the following: "and by adding new sections to be known as Sections 2753a, 2753b, 2753c, and 2753d. Amend in Section 1 by inserting after the word "sold" at the end of Line 70 the following: "under proper order of court."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 197, by Bretzke, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 4 the words "seventy-two (72) hours" and inserting in lieu thereof the words "seven days." Amend in Section 7 by inserting after the figures "\$3.00" in Line 11 of the printed

bill the following: "for passenger cars and trucks of not more than one ton capacity, five dollars for trucks of not more than one and one half tons capacity, and ten dollars for all trucks over one and one half tons capacity."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the House Bill No. 208, by Ross, Hanley and Willard, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 5, printed bill, Line 3, by striking out the words and figures "Five Thousand Dollars, (\$5,000.00)" and inserting in lieu thereof the words and figures "Three Thousand Dollars, (\$3,000.00)."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 268, by Committee on Revenue and Taxation, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 8 by striking out the words "Section 1 of Article 5 and" in Lines 2 and 3 of the printed bill. Amend in Section 9 by striking out all of said section beginning with the word "after" in Line 1, and inserting in lieu thereof the words "from and after its passage and approval."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 284, by Committee on Revenue and Taxation, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 4, printed bill, the word "persons."

Amend in Section 1 by striking out in Lines 9, 10 and 11 the following words, "or any interest in or under any oil, gas or mining property, or in any property represented to contain or be a prospect for oil, gas or minerals."

Amend in Section 3 by inserting after Line 30, the following:

(9) Securities sold by the owner for the owner's account exclusively when not made in the course of continued and repeated transactions of a similar nature.

(10) Stock of a domestic corporation, issued by said corporation, and sold by it or subscriptions taken for same, without the payment of any commission or expense to solicitors, agents or brokers in connection with the sale thereof.

(11) Units of a domestic common law trust or syndicate issued by such syndicate or trust and sold or subscriptions taken for the sale of same by such trust or syndicate without the payment of any commission or expense to solicitors, agents or brokers in connection with the sale of same."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 4, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Mines and Mining: Sub. for H. B. No. 281, by Committee on Mines and Mining: Reported back without recommendation.

Committee on Sanitary Affairs: H. B. No. 228, by English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville and Doran: Recommend same be concurred in.

Committee on Counties and Towns: H. B. No. 64, by Buck and Moss: Recommend same be not concurred in.

Committee on Roads and Highways: H. B. No. 94, by Committee on Highways: Recommend same be amended in Section 1 by striking out all of Line 7, Page 2, engrossed bill, after the period following the word "persons" and all of Lines 8, 9, and 10, and inserting in lieu thereof the following words and punctuation: "In making the computation of license tax due and in making payment thereof, two per cent (2%) of the amount of such tax shall be deducted by the distributor as an allowance for evaporation and other loss of gasoline handled by such distributor."

Amend Section 2 by inserting at the end of such section at the bottom of Page 2, engrossed bill, the following words and punctuation: "In making the computation of license tax due, two per cent (2%) of the amount of such tax shall be deducted as allowance for evaporation and other loss of gasoline handled by such dealer."

Amend Section 3 by inserting after the figures (5c) in Line 8, Page 3, engrossed bill, the following words and punctuation: "less the deduction hereinafter provided"; Further amend Section 3 by inserting after the figures (3c) in Line 11, Page 3, the following words and punctuation: "less the deduction hereinafter provided."

Amend Section 4 by striking out in Line 7, Page 4, engrossed bill, the words "Railway Commissioners" and inserting in lieu thereof the word "Equalization". Further amend Section 4 by striking out in Line 10, Page 4, the words "Railway Commissioners" and inserting in lieu thereof the word "Equalization." Further amend Section 4 by inserting after the period following the word "State" in Line 18, Page 4, the following words and punctuation: "In making the computation of license tax due and in making payment thereof, two per cent (2%) of the amount of such tax shall be deducted by the dealer as an allowance for evaporation and other loss of gasoline handled by such dealer." And as so amended, recommend the bill be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first time by title and second time at length and referred to committee:

H. B. No. 345, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money in favor of the town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners." Committee on Appropriations.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Appropriations, having had under consideration House Bill No. 345: A Bill for an Act entitled: "An Act to appropriate money in favor of the town of Geraldine for special

improvement assessments on State owned lots, subject to the approval of the State Board of Examiners." Respectfully report as follows: That H. B. No. 345, do pass.

REED, Chairman.

On motion of Reer report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for consideration of General Orders under the same rules as the previous sitting.

Mr. Reed in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration S. J. M. No. 9, S. B. No. 26, S. B. No. 52, Senate amendments to sub H. B. No. 112, H. B. Nos. 114, 165, 177, 190, 197, 208, 268, 284, respectfully report as follows: Recommend that

S. J. M. No. 9, passed consideration for the morning.

S. B. No. 26, placed last on the list of General Orders.

S. B. No. 52, consideration passed for the morning.

Senate amendments to H. B. No. 112, be concurred in.

Senate amendments to H. B. No. 144, be concurred in.

Senate amendments to H. B. No. 165, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 177, be concurred in.

Senate amendments to H. B. No. 190, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 197, be concurred in.

Senate amendments to H. B. No. 208, be concurred in.

Senate amendments to H. B. No. 268, be concurred in.

Senate amendments to H. B. No. 284, be concurred in.

Senate Bill No. 26, be concurred in.

REED, Chairman.

On motion of Reed report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until two o'clock this afternoon.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

The Printing Committee reported as follows:

Helena, Montana, March 5, 1929.

Mr. Speaker: We, your committee on Printing, to whom was referred House Bills Nos. 338, 341, 342, 343, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

The Speaker announced the following conference committees appointed: To act on Senate amendments to H. B. No. 165: Lillis of Yellowstone, Willard of Missoula and Kinville of Silver Bow: to act on Senate amendments to H. B. No. 190: Leavitt of Custer, Doran and Sullivan of Silver Bow.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Agriculture, having had under consideration S. B. No. 120: A Bill for an Act entitled: "An Act to amend Section 363 of the Revised Codes of Montana of 1921, as amended by Chapter 40 of the laws of the Eighteenth Legislative Assembly of the State of Montana, 1923, relating to the salary of the chairman of the State Board of Hail Insurance and increasing the same." Respectfully report as follows: That S. B. No. 120 be concurred in.

BUDAS, Vice-chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Agriculture, having had under consideration S. B. No. 90: A Bill for an Act entitled: "An Act to promote and protect the poultry industry, and for the prevention, control, and extermination of infectious, contagious, and destructive diseases of poultry, and prescribing a penalty for the violation of any of the provisions of this Act." Respectfully report as follows: That S. B. No. 90, be concurred in.

BUDAS, Vice-chairman.

On motion of Budas report adopted.

Mr. Speaker: We, your committee on Banks and Banking, having had under consideration S. B. No. 22: A Bill for an Act entitled: An Act to amend Section 182 of the Revised Codes of Montana of 1921 as the same is amended by Chapter 85 of the Session Laws of 1923 relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the state depository board." Respectfully report as follows: That S. B. No. 22, be not concurred in.

WAITE, Chairman.

On motion of Waite report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 26, introduced by Porter, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Freed, George, Gordon, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Lewis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Moss, Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Rigg, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 75.

Noes: Arnold (Stillwater), Flachsenhar, Minette, Purnell, Renwick, Woodcock. Total 6.

Absent and not voting: Chatham, Dellwo, Doran, Dougherty, English (Deer Lodge), Fulsher, Green, Jameson, Jensen, Kinville, Leavitt, Lillis, MacRae, Miller (Fergus), Miller (Lincoln), Moulton, Nagle, Roll, Ryder, Sample, Tinsley. Total 21.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your committee on Enrolling, beg leave to report the following bills correctly enrolled: S. H. B. for 52 and 66.

MERRITT, Chairman.

The Speaker gave notice he was about to sign Sub. H. B. No. 52 and 66 and thereupon signed same.

Senate amendments to Sub. H. B. No. 112, introduced by Labor Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Cooney, Curran, Darlinton, Dean, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Brown (Cascade), Brown (Gallatin), Chatham, Clausen, Dellwo, Dougherty, Ekegren, Fulsher, Green, Hanley, Jergensen, Johnson, Kinville, Lillis, MacRae, Merritt, Miller (Lincoln), Nagle, Nelstead, Ross, Ryder, Shepard, Tinsley. Total 23.

Senate amendments to H. B. No. 144, introduced by Cooney, Freed, Dunn, Hanley, Buck, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Knight, Leavens, Leavitt, Lewis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Chatham, Dellwo, Freed, Fulsher, Gordon, Green, Jameson, Kinville, Kruse, Lillis, MacRae, Merritt, Miller (Lincoln), Nagle, Nelson, O'Day, Rigg, Ryder, Salyerds, Willis, Wilson. Total 21.

Senate amendments to H. B. No. 177, introduced by Sullivan, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, Mason, Manning, Marshall, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Dellwo, Fulsher, Green, Johnson, Kinville, Lillis, MacRae, Metlen, Merritt, Miller (Lincoln), Purnell, Rigg, Ryder, Wilson. Total 14.

Senate amendments to H. B. No. 197, introduced by Bretzke, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Dar-

linton, Dean, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Logan, Lucas, Mason, Manning, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Chatham, Curran, Dellwo, Doran, Freed, Fulsher, Green, Johnson, Kinville, Leavitt, Lillis, MacRae, Marshall, Metlen, Merritt, Miller (Lincoln), Rigg, Ryder. Total 18.

The Speaker gave notice he was about to sign Senate Bills Nos. 102 and 171, and Senate Substitute for S. B. No. 146, and thereupon signed same.

Senate amendments to H. B. No. 208, introduced by Hanley and Willard and Ross, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Logan, Lucas, Mason, Manning, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total. 84.

Noes: None.

Absent and not voting: Arnold (Stillwater), Besancon, Chatham, Curran, Dellwo, Freed, Fulsher, Johnson, Kinville, Lillis, MacRae, Marshall, Metlen, Merritt, Miller, Leavitt (Lincoln), Rigg, Ryder. Total 18.

Senate amendments to Sub. H. B. No. 268, introduced by Committee on Revenue and Taxation, having been read three several times, were concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Kruse, Leavens, Lewis, Logan, Lucas, Mason, Manning, Monaghan, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: Dean, Purnell. Total 2.

Absent and not voting: Anderson, Arnold (Stillwater), Benjamin, Brown (Cascade), Chatham, Curran, Dellwo, Doran, Ekegren, Fairgrieve, Freed, Fulsher, Hanley, Johnson, Jones, Kinville, Leavitt, Lillis, MacRae, Marshall, Metlen, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Rigg, Roll, Waite, Willis. Total 30.

Senate amendments to H. B. No. 284, introduced by Committee on Revenue and Taxation, having been read three several times, were concurred in by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nestead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Anderson, Brown (Cascade), Chatham, Curran, Freed, Fulsher, Johnson, Kinville, MacRae, Marshall, Metlen, Minette, Miller (Lincoln), Moss, Nagle, Roll, Ryder, Sullivan, Waite. Total 19.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Pauly in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration S. J. M. No. 9, S. B. No. 52, H. B. Nos. 338, 342, 343, 341, S. Bills Nos. 90 and 120, respectfully report as follows: That

S. J. M. No. 9 and S. B. No. 52, consideration passed for the day.

H. B. No. 338, do pass.

H. B. No. 342, do pass.

H. B. No. 343, do pass.

H. B. No. 341, be amended as follows: Amend by inserting new section to be numbered "Section 8" as follows: Section 8. If the one and one-half mills appropriated in Sections one and four are not sufficient to cover the appropriations named in said sections one and four, the balance of said appropriations in sections one and four shall be paid from the general fund of the State. Renumber Sections 8 and 9 to read Sections 9 and 10. That H. B. No. 341, do pass as amended.

S. B. No. 90, be concurred in.

S. B. No. 120, be concurred in.

PAULY, Chairman.

On motion of Pauly report adopted.

REPORTS OF STANDING COMMITTEES

The Printing Committee reported as follows:

Helena, Montana, March 5, 1929.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 337-339-340-344-345, beg leave to report that the same have this date been returned from the printer correctly printed.

HANLEY, Chairman.

Report adopted.

Mr. Speaker: We, your committee on Highways, having had under consideration S. B. No. 39: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 113, of the Laws of 1925, defining certain words and phrases." Respectfully report as follows: That S. B. No. 39, be concurred in.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration, S. B. No. 37: A Bill for an Act entitled: "An Act to amend Section 1755 of the Revised Codes of Montana of 1921 as amended by Chapter 177 of the Laws of 1925 and by Chapter 129 of the laws of 1927 and to amend Section 1759 of said Revised Codes, as amended by Chapter 113 of the Laws of 1925, all relating to registration and re-registration of motor vehicles, trailers and semi-trailers, motor and automobile accessories dealers, and operators and chauffeurs, certificates of title, and duties of registrar of motor vehicles and residents operating a motor vehicle under foreign license, and providing penalties for the violation of the provisions of this Act. Respectfully report as follows: That S. B. No. 37, be concurred in.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration S. B. No. 132: A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 19 of the Session Laws of the Twentieth Legislative Assembly of Montana relating to delinquent gasoline dealers and license taxes; prescribing the duties of the State Board of Equalization with reference thereto, and the fixing of the amount of the tax; prescribing penalties and interest; providing for liens upon the property of the dealers for delinquent taxes, penalties and interest and the method and manner of their release; and prescribing the duties of the State Treasurer and Attorney General with reference to said delinquent taxes." Respectfully report as follows: That S. B. No. 132, be concurred in.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Highways having had under consideration S. B. No. 10: A Bill for an Act providing a method by which a refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the time within which claims must be filed and prescribing the procedure for obtaining refunds or drawbacks; prescribing the powers and duties of the State Treasurer and the State Board of Equalization in connection therewith; providing for penalties for making false statements in connection with applications for a refund or drawback. Respectfully report as follows: That S. B. No. 10, be not concurred in.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on State Lands having had under consideration Senate Bill No. 34, being A Bill for an Act entitled: "An Act to amend Section 25 of Chapter 60 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to and concerning the annual rental charges for state lands, and their method of determination." Respectfully report as follows: That S. B. No. 34 be not concurred in.

NELSTEAD, Chairman.

On motion of Nelstead report adopted.

Mr. Speaker: We, your committee on Banks and Banking having had under consideration Substitute for Senate Bill No. 106: A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating

to building and loan associations, in assessment and collection of dues, fines, interest, fees and premiums and providing for penalty for the violation thereof. Respectfully report as follows: That said Substitute for Senate Bill No. 106, be amended as follows: In the title by striking out the word "fines" in line 4 and the commas; by striking out the words "fees" in said line and inserting a comma after the word "interest" and adding the words "prohibiting fines, penalties."

In Section 12, by striking out all of subdivision (7) and inserting in lieu thereof the following: "(7). To assess and collect from members dues on stock and interest on loans at the times and in the amount as provided for in the constitution and by-laws. Interest in no event to exceed ten (10) per centum per annum on the amount of the loan. Interest not exceeding ten per centum per annum may also be charged on unpaid interest payments from the time such interest payments are due. Interest may also be charged and collected on delinquent stock payments when such unpaid payments are credited with dividends. Said interest shall in no event be at a rate exceeding the rate per centum of the dividend declared on the same unpaid stock payments. No association shall charge or collect from any stockholder, member or borrower, any fines, premiums or penalties of any kind whatsoever. Any officer, agent or employee of an association collecting or attempting to collect any penalty, fine or premium of any kind whatsoever or any interest at a rate higher than provided in the note or other evidence of debt and in this Act, shall be guilty of a misdemeanor."

By striking out in subsection 8, line 42, of the printed bill the words "less fines imposed for non-payment of dues" and inserting "less interest, if any as provided in sub (7)."

To amend sub (14) by adding the word "terms" after the word "such" in line 93. By striking out in line 95 the words "premium and fines for delinquent payments" and by adding a comma after the word "principal" in line 96. And that as so amended, the bill be concurred in.

WAITE, Chairman.

On motion of Waite report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 62, introduced by Duncan: A Bill for an Act entitled: "An Act to amend Section 10,213 of the Revised Codes of Montana of 1921 as amended by Chapter 67 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, and to amend Section 10,214 of the Revised Codes of Montana of 1921, relating to the sale of real estate in probate proceedings, the manner of service and giving of notice of such sale and the proof thereof." Respectfully report as follows: That S. B. No. 62, be amended as follows: in Section 1, Line 27, of Page 1 of the original bill by changing the comma following the word "petition" to a period; By crassing out the word "or" in the same line and inserting in lieu thereof the following words: "In lieu of such personal service or service by mail" and that as amended Senate Bill No. 62 be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 105, introduced by Church: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 85 of the Laws of the 20th Legislative Assembly, being amendment to Section 2235 of the Revised Codes of 1921 of the State of Montana, having to do with the sale of unredeemed property by County Commissioners." Respectfully report as follows: That S. B. No. 105, be amended as follows: Amend the title by striking out all of the title after the colon in Line 5 of the original bill and inserting in lieu thereof the following words: "An Act to amend Section 2235 of the Revised Codes of Montana, 1921, as amended by Section 3 of Chapter 85, Laws of Twentieth Legislative Assembly relating to the sale of unredeemed property by County Commissioners." Amend Section 1 in Line 14 of the original bill by inserting after the word "That" the following words: Section 2235 of

the Revised Codes of Montana, 1921, as amended by." And that as amended Senate Bill No. 105, be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 68, introduced by Parkin and Thien: A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term "real estate broker." Respectfully report as follows: That Senate Bill No. 68, be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 64, introduced by Duncan: A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to sell and convey 4.50 acres of land, more or less, owned by the State and forming a part of the lands of the State Orphans Home at Twin Bridges, Montana." Respectfully report as follows: That Senate Bill No. 64, be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 114, introduced by Porter: A Bill for an Act entitled: "An Act to amend Section 2234 of the Revised Codes of Montana 1921, relating to the distribution of moneys received on account of redemption when property was sold to the County, and providing for reports by the County Treasurer." Respectfully report as follows: That Senate Bill No. 114, be concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration S. B. No. 74, introduced by Survant: A Bill for an Act entitled: "An Act to amend Section 2214 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Laws of the Twentieth Legislative Assembly relating to actions to validate or annul tax deeds and defining the rights of tax title purchasers and their successors in interest." Respectfully report as follows: That S. B. No. 74 be not concurred in.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate this day requests the recall from the House of House Bill No. 35, for further consideration.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly seconded and carried, the President of the Senate this day appointed Senators Kennedy, Larson and Porter to act as a Conference Committee with a like committee from the House, for the consideration of Senate amendments to H. B. No. 165.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly seconded and carried the President of the Senate this day appointed Senators Survant, Stoutenburg and Walker to act as a Conference Committee with a like committee from the House for the consideration of Senate amendments to H. B. No. 190.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the joint conference committee report referring to Senate amendments to House Bill No. 137, was this day, on roll call, adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 35, be returned to the Senate as requested by the Senate.

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 338, 341, 342 and 343 be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 338, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Curran, Dean, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Miller (Fergus), Moss, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Roll, Sheffer, Shepard, Steeves, Sullivan, Ueland, Waite, Warren, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Budas, Fairgrieve, Purnell. Total 3.

Absent and not voting: Benjamin, Cooney, Darlinton, Dellwo, Doran, Dougherty, Dunn, Freed, George, Jameson, Johnson, Jones, Kinville, Kruse, Leavitt, MacRae, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Moulton, Nelson, Rolph, Ross, Ryder, Salyerds, Sample, Simpson, Thorburn, Tinsley, Wickware, Willard, Willis. Total 34.

H. B. No. 341, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Curran, Dean, Doran, Ekegren, English (Silver Bow), Flachsenhar, Fulsher, Gordon, Green, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Logan, Mason, Manning, Marshall, Merritt, Miller (Fergus), Moss, Nagle, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Warren, Wilson, Woodcock, Mr. Speaker. Total 59.

Noes: Goodwin. Total 1.

Absent and not voting: Anderson, Benjamin, Bonine, Brown (Cascade), Buck, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Freed, George, Hagestad, Johnson, Jones, Kinville, Kruse, Leavitt, Lucas, Lillis, MacRae, Metlen, Minette, Monaghan, Miller (Lincoln), Moulton, Murphy, Nelson, Nelstead, Rolph, Ross, Ryder, Salyerds, Sample, Tinsley, Waite, Wickware, Willard, Willis. Total 42.

H. B. No. 342, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Budas, Burrell, Clausen, Cooney, Curran, Dean, Doran, Ekegren, English (Silver Bow), Erickson, Flachsenhar, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lillis, Logan, Lucas, Manning, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Ross, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Ueland, Warren, Wilson, Woodcock, Mr. Speaker. Total 56.

Noes: Brown (Cascade), Total 1.

Absent and not voting: Barry, Benjamin, Bonine, Bretzke, Brown (Gallatin), Buck, Chapman, Chatham, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Fairgrieve, Freed, Fulsher, George, Goodwin, Gordon, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Nelstead, Rigg, Rolph, Ryder, Salyerds, Sample, Shepard, Tinsley, Waite, Wickware, Willard, Willis. Total 45.

The Enrolling Committee reported as follows: Mr. Speaker: We, your committee on Enrolling beg leave to report the following bills correctly enrolled: H. B. Nos. 259, 209, 124, 187, 167, 195, 142, 81, 204, Sub. H. B. No. 77 and Sub. H. B. No. 24.

MERRITT, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 167, 187, 124, 195, 81, 142, 204, 259, 209, Sub. H. B. No. 24, and thereupon signed same.

On motion of Nagle Sub. H. B. No. 77, was re-referred to the Enrolling Committee. Seconded and carried.

H. B. No. 343, introduced by the Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Dean, Ekegren, English (Silver Bow), Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Knight, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Moss, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Ross, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Ueland, Warren, Willard, Wilson, Woodcock, Mr. Speaker. Total 63.

Noes: Benjamin, Roll. Total 2.

Absent and not voting: Barry, Bonine, Brown (Cascade), Buck, Chatham, Darlinton, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), Erickson, Fairgrieve, Freed, George, Johnson, Jones, Kinville, Kruse, Leavitt, MacRae, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Nelstead, Rolph, Ryder, Salyerds, Shepard, Tinsley, Waite, Wickware, Willis. Total 37.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was this day introduced, read first time by title and second time at length and referred to committee:

H. B. No. 346, introduced by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment of deficiency claims to reimburse Madison, Park, Gallatin, Sanders, Mineral, Roosevelt, Cascade, Granite and Dawson Counties, for moneys advanced at the request of the State Highway Commission for the State's share of construction costs of highways within said counties, for which no appropriation now exists. Referred to Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Appropriations, having had under consideration H. B. No. 346: A Bill for an Act entitled: An Act to appropriate money for the payment of deficiency claims to reimburse Madison, Park, Gallatin, Sanders, Mineral, Roosevelt, Cascade, Granite and Dawson Counties, for moneys advanced at the request of the State Highway Commission for the State's share of construction costs of highways within said counties, for which no appropriation now exists. Respectfully report as follows: That H. B. No. 346, be introduced without recommendation.

GREEN, Vice-chairman.

On motion of Green report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. English (Silver Bow), in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration House Bills Nos. 337, 339, 340, 345, 344, respectfully report as follows: Recommend that

H. B. No. 337, do pass.

H. B. No. 339, do pass.

H. B. No. 340, be amended as follows: Amend section one by striking out in line 7 the figures 6600.00 and inserting in lieu thereof the figures 9000.00. Amend section one by striking out in line 11 the word "field man" and figures 2400.00, and inserting in lieu thereof the words and figures "fieldmen" and "4800.00." Amend section 2 by striking out in line 7 the figures 6600.00 and inserting in lieu thereof the figures 9000.00. Amend Section 2 by striking out in line 11 the word "fieldman" and figures 2400.00, and inserting in lieu thereof the word and figures "fieldmen and 4800.00." Amend Section 1 by striking out in line 4 of the printed bill the words and figures "House Bills Nos. 117 and No. 119," and inserting in lieu thereof the words and figures "Chapter 17 and 19 of the Laws." Amend Section 2 by striking out in line 4 of the printed bill the words and figures "House Bill No. 117 and No. 119," and inserting in lieu thereof the words and figures "Chapters 17 and 19 of the Laws." That H. B. No. 340, do pass as amended.

H. B. No. 344, be amended as follows: Amend Section one by striking out in line 52 the words "a special" and inserting in lieu thereof the word "The general." H. B. No. 344, do pass as amended.

H. B. No. 345, do pass.

ENGLISH, Chairman.

On motion of English report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. Bills Nos. 337, 339, 340, 344 and 345, be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 337, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, English (Silver Bow), Erickson, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jensen, Logan, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Lucas, Mason, Manning, Marshall, Monaghan, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barry, Benjamin, Chatham, Doran, Ekegren, English (Deer Lodge), Fairgrieve, Freed, George, Hanley, Hodgskiss, Johnson, Kinville, Leavitt, MacRae, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Nelson, Pauly, Reed, Ryder, Salyerds, Shepard. Total 27.

H. B. No. 339, introduced by Appropriations Committee, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Flachsenhar, Goodwin, Gordon, Green, Jameson, Johnson, Jones, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Mason, Manning, Marshall, Monaghan, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Renwick, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Arnold (Stillwater), Mr. Speaker. Total 70.

Noes: Erickson, Fairgrieve, Parker, Purnell. Total 4.

Absent and not voting: Arnold (Stillwater), Benjamin, Besancon, Chatham, Ekegren, English (Deer Lodge), Freed, Fulsher, George, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Kinville, Kruse, Lucas, MacRae, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Reed, Rigg, Rolph, Ryder. Total 28.

H. B. No. 340, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Green, Hagestad, Hanley, Henderson, Jameson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Manning, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelstead, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Benjamin, Besancon, Bretzke, Darlinton, Ekegren, English (Deer Lodge), Freed, George, Gordon, Hodgskiss, Jensen, Jergensen, Johnson, Kinville, MacRae, Marshall, Metlen, Merritt, Minette, Miller (Lincoln), Nelson, Nicholson, Reed, Ryder, Steeves, Willis. Total 26.

H. B. No. 344, introduced by Appropriations Committee, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Salyerds, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Budas, Fairgrieve, Purnell, Sheffer. Total 4.

Absent and not voting: Angvick, Besancon, Bretzke, Doran, George, Hagestad, Hodgskiss, Kinville, Lewis, MacRae, Metlen, Merritt, Minette, Moss, Roll, Ryder, Sample, Thorburn. Total 18.

H. B. No. 345, introduced by Appropriations Committee, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Clausen, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fulsher, George, Goodwin, Gordon, Green, Henderson, Jameson, Jensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Manning, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Pauly, Rigg, Rolph, Ross, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 59.

Noes: Arnold (Stillwater), Budas, Burrell, Dean, Fairgrieve, Flachsenhar, Hagestad, Hanley, Jergensen, Lucas, Marshall, Monaghan, Nelstead, Parker, Purnell, Reed, Renwick, Sheffer, Tinsley, Ueland, Warren. Total 21.

Absent and not voting: Benjamin, Besancon, Bretzke, Chatham, Cooney, Darlinton, Ericksin, Freed, Hodgskiss, Johnson, Kinville, MacRae, Mason, Metlen, Merritt, Minette, Miller (Lincoln), Roll, Ryder, Thorburn, Waite, Willis. Total 22.

REPORT OF CONFERENCE COMMITTEE

The following report was received from the Conference Committee acting on Senate amendments to H. B. No. 58:

Mr. Speaker: We, your Conference Committee, having had under consideration Senate amendments to House Bill No. 58: A Bill for an Act entitled: "An Act to provide for the creation of a State Library Extension Commission, prescribing the duties of said board and making an appropriation for the maintenance thereof." Respectfully report as follows: That H. B. No. 58, be concurred in as amended by Senate.

KEMMIS,

HOLT,

PORTER,

For the Senate.

MARSHALL,

CURRAN,

DELLWO,

For the House.

Moved by Curran that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Buck, Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Mason, Manning, Marshall, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Cooney, Dellwo, Ekegren, English (Deer Lodge), Fairgrieve, Freed, Goodwin, Hodgskiss, Kinville, Leavens, Lucas, MacRae, Metlen, Merritt, Minette, Miller (Lincoln), Nicholson, O'Day, Reed, Roll, Ross, Ryder, Thorburn, Ueland, Waite, Willis. Total 31.

Moved by Flachsenhar, seconded and carried, that House recess until 8 o'clock this evening.

EVENING SESSION

House resumed at 8:00 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Revenue and Taxation, having had under consideration, Senate Bill No. 19, introduced by Survant: A Bill for an Act entitled: "An Act to amend Section 2209 of the Revised Codes of Montana for 1921, relating to giving notice of application for tax deed," respectfully report as follows: That Senate Bill No. 19 be amended at the end of Section 1 by inserting after the word "notice" the following: "provided however, that any discrepancy in the amount of delinquent taxes due shall not invalidate the notice to be given hereunder," and in Section 2, line 5, after the word "herewith" insert "except the act known as House Bill No. 17, enacted by the Twenty-first Legislative Assembly", and that as so amended said bill be concurred in.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation, having had under consideration, Senate Bill No. 53, introduced by Porter: A Bill for an Act entitled: "An Act to amend Section 1203 of the Revised Codes of 1921 relating to special school tax." Respectfully report as follows: That Senate Bill No. 53, be amended in Section 1 of the printed bill by striking out the word "may" in line 9, and inserting in lieu thereof the word "shall" and by striking out all of the remainder of said section beginning with the word "placed" in line 24 and inserting in lieu thereof the following: "segregated and carried as separate funds by the county treasurer, provided, however that for the purpose of bringing this act into practical operation, the Board of County Commissioners may levy an additional levy of not to exceed three mills to cover the period from July 1, 1930, to November 1, 1930, and that as so amended said bill be concurred in.

JAMESON, Chairman.

On motion of Jameson report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 90, introduced by Church, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Green, Hagestad, Henderson, Jameson, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Nagle, Nelstead, Nicholson, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Woodcock, Mr. Speaker. Total 78.

Noes: Burrell. Total 1.

Absent and not voting: Benjamin, Besancon, Cooney, English (Deer Lodge), Freed, George, Gordon, Hanley, Hodgskiss, Jensen, Kinville, Marshall, Metlen, Miller (Lincoln), Murphy, Nelson, O'Day, Parker, Steeves, Thorburn, Willard, Willis, Wilson. Total 23.

S. B. No. 120, introduced by Staggs, Dowlin and Mears, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Bonine, Brown (Cascade), Buck, Budas, Chapman, Chatham, Clausen, Curran, Darlinton, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Minette, Monaghan, Miller (Fergus), Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Reed, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Sullivan, Ueland, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 66.

Noes: Bretzke, Burrell, Dean, Fairgrieve, Flachsenhar, Johnson, Jones, Merritt, Nelstead, Purnell, Renwick, Steeves, Wickware. Total 13.

Absent and not voting: Arnold (Stillwater), Benjamin, Besancon, Brown (Gallatin), Cooney, Dellwo, Ekegren, English (Deer Lodge), Freed, Hanley, Hodgskiss, Jensen, Marshall, Metlen, Miller (Lincoln), Moss, Moulton, Murphy, Sheffer, Thorburn, Tinsley, Waite, Willard. Total 23.

Flachsenhar asked the unanimous consent of the House to introduce a resolution and there being no objections same was granted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following House Joint Resolution was this day introduced in the House by unanimous consent, read first time by title and second time at length, and referred to committee:

House Joint Resolution No. 6, by Flachsenhar and Jameson: A Resolution giving the consent of the Twenty-first Legislative Assembly of the State of Montana to LeRoy A. Foot, Attorney General of the State, to absent himself from the State for more than Sixty (60) consecutive days:

WHEREAS, LeRoy A. Foot, Attorney General of the State of Montana, has for the past eight weeks been confined to his bed by reason of severe illness and has during all of said time been confined in a hospital under the constant care of a physician, and

WHEREAS, he has been advised by his physician that it is essential to his recovery that he spend some time at a lower altitude;

WHEREAS, in the opinion of his physician it would probably be necessary for him to absent himself from the state for a period of more than sixty (60) consecutive days in order to effect a recovery;

BE IT RESOLVED by the Senate and House of Representatives that the consent of the Twenty-first Legislative Assembly is hereby given to Attorney General LeRoy A. Foot, to absent himself from the state for such period beyond sixty (60) consecutive days as may, in the judgment of his physician, be necessary to his recovery. Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Salyerds in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration Senate Bills Nos. 37, 39, 62, 68, 105; Sub. S. B. No. 106, S. B. No. 114 and S. B. No. 132; S. B. No. 64; S. B. No. 19; S. B. No. 53, respectfully report as follows: Recommend that

S. B. No. 37, be concurred in.

S. B. No. 39, be concurred in.

S. B. No. 62, be concurred in.

S. B. No. 64, be concurred in.

S. B. No. 68, not concurred in.

S. B. No. 105, concurred in.

Sub. S. B. No. 106, be concurred in.

S. B. No. 114, concurred in.

S. B. No. 132, concurred in.

S. B. No. 19, concurred in.

S. B. No. 53, consideration passed for the day.

Reverted to consideration of S. B. No. 37; amended as follows: Amend Section 2, sub-section 6, S. B. No. 37, in line 64, of the printed bill, by striking out the word "sixty" and inserting in lieu thereof the word "ninety." That S. B. No. 37, be concurred in as amended.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Judiciary, having had under consideration H. J. R. No. 6, introduced by Flachsenhar and Jameson: A Resolution giving the consent of the Twenty-First Legislative Assembly of the State of Montana to LeRoy A. Foot, Attorney General of the State, to absent himself from the State for more than sixty (60) consecutive days. Respectfully report as follows: That H. J. R. No. 6, do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

Mr. Speaker: We, your committee on Petroleum, Oil and Gas, having had under consideration Senate Bill No. 111, being A Bill for an Act entitled: "An Act to amend Sections 1, 3, 4, 8, 12, 13, 14, 17, 18, and 19 of Chapter 109, Laws of the Twentieth Legislative Assembly of Montana, 1927, relating to the regulating and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided, providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding in-

fringements thereof; recognizing and clothing the State Board of Equalization of Montana with power to compel dealers in said commodities to meet representatives and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this act; fixing penalties for the violation of this act, and investing the State Board of Equalization of Montana with the enforcement and administration thereof." Respectfully report as follows: That Senate Bill No. 111, be not concurred in.

MOULTON, Chairman.

On motion of Moulton report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. R. No. 6, be reported correctly printed and placed on General Orders.

The Speaker gave notice that he was about to sign Senate Bills Nos. 66 and 63, and thereupon signed same.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Salyerds in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration H. J. R. No. 6, respectfully report as follows: That H. J. R. No. 6, do pass.

SALYERDS, Chairman.

On motion of Salyerds report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 37, introduced by McCormick, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Logan, MacRae, Mason, Manning, Metlen, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Sullivan, Tinsley, Ueland, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Besancon, Brown (Gallatin), Chatham, Dellwo, Doran, Dougherty, George, Hanley, Hodgskiss, Jensen, Johnson, Lillis, Lucas, Marshall, Merritt, Minette, Monaghan, Miller (Lincoln), Moss, Purnell, Roll, Shepard, Steeves, Thorburn, Waite, Wickware, Willard. Total 27.

S. B. No. 39, introduced by McCormick, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jergensen, Kinville, Knight,

Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moss, Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Benjamin, Brown (Gallatin), Chatham, Dellwo, Dougherty, English (Silver Bow), Fairgrieve, Freed, George, Hanley, Hodgskiss, Jensen, Johnson, Jones, Lillis, Merritt, Minette, Monaghan, Miller (Lincoln), Murphy, Reed, Renwick, Roll, Steeves, Thorburn, Wickware, Willard. Total 27.

S. B. No. 62, by Duncan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Miller (Fergus), Moss, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Ryder, Salyerds, Sample, Sheffer, Simpson, Thorburn, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Brown (Gallatin), Chatham, Dellwo, Doran, Dougherty, Ekegren, Freed, Fulsher, George, Hodgskiss, Jensen, Johnson, Knight, Lillis, Minette, Monaghan, Miller (Lincoln), Moulton, Murphy, Nelstead, Reed, Roll, Ross, Shepard, Steeves, Sullivan, Wickware, Willard. Total 31.

S. B. No. 64, introduced by Duncan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jergensen, Johnson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Renwick, Rigg, Rolph, Ryder, Salyerds, Sample, Sheffer, Sullivan, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Leavitt, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold (Rosebud), Brown (Gallatin), Dellwo, Doran, Dougherty, Freed, George, Hanley, Hodgskiss, Jensen, Merritt, Minette, Monaghan, Miller (Lincoln), Purnell, Reed, Roll, Ross, Shepard, Simpson, Steeves, Thorburn, Wickware, Willard. Total 24.

S. B. No. 105, introduced by Church, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Doran, Dunn, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jergensen, Jones, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Rolph, Salyerds, Sample, Sheffer, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Angvick, Arnold (Rosebud), Barry, Benjamin, Besancon, Brown, (Cascade), Brown (Gallatin), Chatham, Curran, Dellwo, Dougherty, Ekegren, George, Hodgskiss, Jameson, Johnson, Kruse, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Lincoln), Reed, Roll, Ross, Ryder, Shepard, Steeves, Thorburn, Wickware, Willard, Willis, Jensen. Total 34.

Sub. S. B. No. 106, introduced by Committee on Banks and Banking having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Logan, MacRae, Mason, Manning, Metlen, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Rolph, Sample, Shepard, Simpson, Thorburn, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Brown (Gallatin), Chatham, Dellwo, Dougherty, Fairgrieve, Freed, George, Hodgskiss, Jensen, Johnson, Kinville, Leavitt, Lucas, Marshall, Merritt, Minette, Monoghan, Miller (Lincoln), Reed, Renwick, Roll, Ross, Ryder, Salyerds, Sheffer, Steeves, Sullivan, Wickware, Willard. Total 31.

S. B. No. 114, introduced by Porter, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Jones, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Metlen, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dean, Dellwo, Doran, Ekegren, English (Deer Lodge), Freed, Fulsher, George, Hodgskiss, Jensen, Johnson, Kruse, Lucas, Manning, Marshall, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Reed, Renwick, Rigg, Roll, Ryder, Steeves, Thorburn, Wickware, Willard. Total 36.

S. B. No. 132 introduced by Kemmis, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Buck, Budas, Burrell, Chapman, Clausen, Cooney, Darlington, Dean, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Goodwin, Gordon, Hagestad, Hanley, Henderson, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Miller (Fergus), Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Purnell, Reed, Renwick, Salyerds, Sample, Sheffer, Shepard, Simpson, Sullivan, Ueland, Warren, Wilson, Woodcock, Mr. Speaker. Total 61.

Noes: None.

Absent and not voting: Angvick, Arnold (Rosebud), Benjamin, Besancon, Brown (Cascade), Brown (Gallatin), Chatham, Curran, Dellwo, Doran, English (Deer Lodge), Fulsher, George, Green, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Marshall, Merritt, Minette, Monoghan,

Miller (Lincoln), Moss, Moulton, Pauly, Rigg, Roll, Rolph, Ross, Ryder, Steeves, Thorburn, Tinsley, Waite, Wickware, Willard, Willis. Total 41.

S. B. No. 19, introduced by Survant, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Burrell, Chapman, Chatham, Curran, Darlington, Dean, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve Flachsenhar, Freed, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Logan, Lucas, MacRae, Mason, Manning, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Purnell, Renwick, Rigg, Salyerds, Sample, Sheffer, Sullivan, Tinsley, Ueland, Warren, Willis, Woodcock, Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Brown, (Gallatin), Budas, Clausen, Cooney, Dellwo, English (Deer Lodge), Fulsher, George, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Leavitt, Lillis, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Lincoln), Nicholson, Pauly, Reed, Roll, Rolph, Ross, Ryder, Shepard, Simpson, Steeves, Thorburn, Waite, Wickware, Willard, Wilson. Total 38.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. J. R. No. 6, be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. J. R. No. 6, introduced by Flachsenhar and Jameson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Doran, Dougherty, Dunn, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, George, Goodwin, Gordon, Green, Hagestad, Henderson, Jameson, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Miller (Fergus), Moss, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Purnell, Renwick, Rolph, Salyerds, Sample, Sheffer, Simpson, Sullivan, Tinsley, Ueland, Warren, Willis, Woodcock, Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Arnold (Rosebud), Bonine, Brown (Cascade), Brown (Gallatin), Buck, Dellwo, Ekegren, English (Deer Lodge), Freed, Fulsher, Hanley, Hodgskiss, Jensen, Jergensen, Johnson, Leavitt, Lillis, Marshall, Merritt, Minette, Monaghan, Miller (Lincoln), Moulton, Nelson, Pauly, Reed, Rigg, Roll, Ross, Ryder, Shepard, Steeves, Thorburn, Waite, Wickware, Willard, Wilson. Total 37.

Moved by Nagle that a Call of the House be made. On roll call all members present except Brown (Gallatin), Fulsher, Hodgskiss, Merritt, Monaghan, Thorburn, Wickware, absent and excused. Moved by Nagle that Call of the House be suspended, and that the Clerk keep a list of absentees and report on same in the morning.

Moved by Flachsenhar, seconded and carried that House adjourn until tomorrow morning, March sixth at 11 o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-NINTH DAY

House of Representatives
Helena, Montana, March 6. 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Committee on Revenue and Taxation excused from roll call.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal, having examined the Journal for the fifty-eighth legislative day find same to be correct.

DARLINTON, Chairman.

REPORT OF SELECT COMMITTEE

The Committee on Sick members reported as follows:

Mr. Speaker: We, your Sick Committee, are especially glad to be able to report that Representative Miller of Lincoln is again at his desk and feeling fine.

We also wish to call the attention of the House to the fact that Assistant Sergeant-at-Arms, L. D. Carver has been confined to his room with inflammatory rheumatism for several weeks. He is as yet unable to be with us and your Committee has deemed it fit to remember him with a bouquet of flowers.

(Signed)

PAULY,
LUCAS,
FREED,
Sick Committee.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. No. 77, H. B. 82, H. B. 113, H. B. 143, H. B. 173, H. B. 186, H. B. 206, H. B. 312.

MERRITT, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 346, beg leave to report that the same has this date been returned from the printer correctly printed.

HANLEY, Chairman.

Mr. Speaker: We, your committee on Livestock and Public Ranges, having had under consideration, Senate Bill No. 128: A Bill for an Act entitled: "An Act to amend Section 3379 Revised Codes of Montana 1921, relating to damages by trespassing stock." Respectfully report as follows: That said bill be not concurred in.

LEAVENS, Chairman.

On motion of Leavens report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 312, 143, 186, 173, 206, 113, 82 and Sub. H. B. No. 77, and thereupon signed same.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate this day requests

the return from the House of House Bill No. 219, for further consideration.

Respectfully,
J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that House comply with Senate request and return H. B. No. 219.

March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate this day requested a Conference Committee to confer with a like committee from the House for the consideration of House amendments to S. B. No. 106, whereupon the President of the Senate appointed the following Senators: McCormick, Goodman, and Parkin.

Respectfully,
J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the Senate this day requested a Conference Committee to confer with a like committee from the House for the consideration of House Amendments to S. B. No. 19, whereupon the President of the Senate appointed the following Senators: Survant, Dowlin and Campbell (Stillwater).

Respectfully,
J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that conference committees be appointed to act with like committees from the Senate on House amendments to Senate bills.

The Speaker appointed the following to confer on House amendments to Senate bills:

Waite of Powder River, Miller of Fergus and Brown of Cascade to confer on S. B. 106;

Jameson of Yellowstone, Dellwo of Lake and Jones of Phillips to Confer on S. B. 19.

Moved by Flachsenhar, seconded and carried, that House recess for twenty minutes to resume at 11:45 a. m.

House resumed at 11:45 a. m.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mrs. Curran in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration S. J. M. No. 9, S. B. No. 52, S. B. No. 53, H. B. No. 346, recommend that

S. J. M. No. 9, be not concurred in.

S. B. No. 52, concurred in.

S. B. No. 53, be amended as follows: Amend Section 1 by adding in line 25 after the word "School Tax" the words "Provided that all unexpended balances remaining to the credit of any school district on July first shall be available for use of such school district during the ensuing year."

S. B. No. 53, be concurred in as amended.

H. B. No. 346, enacting clause be stricken.

CURRAN, Chairman.

On motion of Curran report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on State Boards and Officers, having had under consideration S. B. No. 129: A Bill for an Act entitled: "An Act to amend Section 1415 of the Revised Codes of Montana 1921, as amended by Chapter 42 of the Session Laws of 1923, relating to appointment of removal and salary of the Superintendent of the Insane Asylum and assistants." Respectfully report as follows: That S. B. No. 129 be concurred in.

JONES, Chairman.

On motion of Jones report adopted.

Mr. Speaker: We, your committee on Highways, having had under consideration S. B. No. 38: A Bill for an Act entitled: "An Act to amend Section 1760 of the Revised Codes of Montana of 1921 as amended by Chapter 107 of the laws of 1923 and by Chapter 88 of the Laws of 1927, relating to registration fees for motor vehicles, trailers, semi-trailers and dealers in motor vehicles or automobile accessories." Respectfully report as follows: That S. B. No. 38 be amended as follows:

By striking out the words beginning with the word "or" in Line 6 and ending with the word "Accessories" in Line 8 of the printed bill.

By striking out Lines 16, 17, 18, 19 and 20, Page 1 of the printed bill and inserting in lieu thereof the following: "Motor vehicles, other than motor trucks, weighing twenty-seven hundred and fifty pounds or under, Ten Dollars." "Motor vehicles, other than motor trucks, weighing over twenty-seven hundred and fifty pounds and weighing less than forty-five hundred pounds, Fifteen Dollars." "Motor vehicles, other than motor trucks, weighing forty-five hundred pounds or over, Twenty-five Dollars." "All of said rates on motor vehicles, other than motor trucks, to be based on manufacturer's certified weights."

By striking out Lines 30 and 31, page 2, of the printed bill and inserting in lieu thereof the words "Trailers or Semi-trailers, one and one-half ton capacity or over, five dollars."

By striking out Lines 10 and 11 of typed bill.

By striking out the word and figure in Section 3 "May 1" and inserting in lieu thereof "December 31."

And as amended that same be concurred in.

MOSS, Chairman.

On motion of Moss report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration S. B. No. 134, introduced by J. I. Campbell and Wuerthner: A Bill for an Act entitled: "An Act amending Section 5228 of the Revised Codes of Montana, 1921, as amended by Chapter 135 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana, re-

lating to the cost of improvement on extended improvement districts not fronting on streets improved." Respectfully report as follows: That S. B. No. 134, be concurred in.

JAMESON, Chairman.

On motion of Jameson report adopted.

Mr. Speaker: We, your committee on Revenue and Taxation having had under consideration S. B. No. 140, introduced by Baker: A Bill for an Act entitled: "An Act authorizing the State Land Board to petition for or protest against the creation of improvement districts within the corporate limits of a city where state land is located within the contemplated districts; providing for the payment by said Board of special improvement assessments when such districts are created; and providing that said assessments shall be added to the appraised value of said land." Respectfully report as follows: That S. B. No. 140, be not concurred in.

JAMESON, Chairman.

On motion of Jameson report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the joint conference committee report referring to Senate amendments to House Bill No. 58 was this day, on roll call, adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee reports, reports adopted, and bills are herewith returned to the House:

H. B. No. 307, by Dougherty.

H. B. No. 280, by Committee on State Boards and Officers.

H. B. No. 30, by Logan.

H. B. No. 148, by Johnson, Nelstead, Merritt and Fairgrieve.

H. J. R. No. 5, by Committee on Revenue and Taxation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the balance of the Senate communications be considered read at length and Journal so show.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed by Committee of the Whole, reports adopted, and bills are herewith returned to the House:

H. B. No. 136, by Moss, Nagle, Willard, Johnson and Barry.

Sub. H. B. No. 285, by Committee on Constitutional Amendments.

H. B. No. 299, by Leavitt.

H. J. M. No. 6, by Committee on Livestock and Public Ranges.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title and history agreed to, and bills are herewith transmitted to the House:

H. B. No. 265, by Committee on State Boards and Officers.
H. B. No. 22, by Leavitt.
H. B. No. 163, by Bretzke.
H. B. No. 132, by Nagle.
H. B. No. 267, by Jameson.
H. B. No. 289, by Marshall (By request).
H. B. No. 249, by Willis.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 198 be concurred in.
That Sub. for H. B. No. 199 be concurred in.
That H. B. No. 196 be concurred in.
That H. B. No. 148 be not concurred in.
That H. B. No. 277 be concurred in.
That H. B. No. 73 be not concurred in.

That H. B. No. 74 be amended in Section 2 under the heading of Sec. 8813 by adding in Line 7 on Page 2 of the printed bill, after the word "each," the following words: "provided, however, that in any district composed of more than one county and having more than one judge, no two of said judges shall reside in the same county, and each of said two judges shall maintain his chambers in the county of his residence. And as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Dairies: H. B. No. 182, by Dairy Committee: Recommend same be amended in Section 4, Page 4, Line 7, after the word "sale" by striking out the period and adding thereto, "for 30 days or more in each year."

Amend in Section 16, Line 16, Page 10, after the word "manufacturing" by striking out all of Line 16 and Line 17, down to the end of sentence, and just before the word "An" at the end of Line 17, and insert in lieu thereof the following: "500 gallons or less of product a year, \$5.00, those producing more than 500 gallons but less than 10,000 gallons, \$20.00."

Amend in Section 20, Line 14, Page 12, by striking out the period after the word "plant" and inserting a comma in lieu thereof and adding the following: "provided, however, that this clause does not apply to ice cream factories producing 1000 gallons or less per annum."

Amend Section 21, Line 17, Page 13, by striking out "One Hundred Dollars, (\$100.00)" after the word "than" and substituting the figures "\$10.00" before the word "nor", and as so amended, be concurred in.

Committee on Taxation: H. B. No. 296, by Committee on Revenue and Taxation: Recommend same be amended in Section 2, Line 29, by striking out the words and figures "one eighth ($\frac{1}{8}$)" and inserting in lieu thereof the words and figure "one fourth ($\frac{1}{4}$)". And as so amended, be concurred in.

Committee on Taxation: H. J. R. No. 5, by Committee on Revenue and Taxation: Recommend same be not concurred in.

Committee on Constitutional Amendments: Sub. H. B. No. 285, by Committee on Constitutional Amendments: Submit same without recommendation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on New Counties and Divisions: H. B. No. 174, by Merritt: Reported same back without recommendation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. J. M. No. 6 be not concurred in.

That H. B. No. 136 be amended by striking the enacting clause therefrom.

That consideration of Sub. for H. B. No. 275 be passed for the day.

That consideration of H. B. No. 193 be passed for the day.

That further consideration of H. B. No. 299 be indefinitely postponed.

That consideration of Sub. for House Bills Nos. 251, 252, 253, 254 be passed for the day.

That H. B. No. 182 be concurred in.

That consideration of H. B. No. 296 be passed for the day.

That Sub. for H. B. No. 285 be amended by striking the enacting clause therefrom.

That H. B. No. 174 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 150 be amended in Section 1 by adding after the word "Act" at the end of Line 28 of the printed bill the following: "Provided that no part of the State Highway Fund, and that no part of the moneys belonging thereto, except in payment of contracts heretofore let and under which construction work is now under way, shall be used or expended in building or in any way maintaining a road or highway or trail along the Jefferson River and through that certain canyon known as the "Jefferson Canyon" in Road District No. 7, between Cardwell and a point on the Jef-

ferson River near the confluence of Antelope Creek with said river;" and as so amended, recommend same be concurred in.

That H. B. No. 149 be amended in Section 1 by adding in Line 21 after the word "such" and before the word "invoices" the word "Paid" and as so amended, recommend same be concurred in.

That H. B. No. 94 be amended in Section 1 by striking out in Line 7 the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization"; also in Section 2 by striking out in Line 7 the words "State Treasurer" and inserting in lieu thereof the words "State Board of Equalization"; also in Section 3 by striking out in Line 5 the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization"; also in Section 4 by striking out in Lines 6 and 7 the words "to the State Treasurer of the State of Montana and a duplicate thereof," and also striking out in Line 11 the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization"; and as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: H. B. No. 315: Recommend same be amended in Line 16, typewritten bill, after the word "therein" by adding the words "provided such articles have not already been filed," and as so amended, recommend the bill be concurred in.

Committee on Judiciary: H. B. No. 332, by Appropriations Committee: Recommend same be concurred in.

Committee on Judiciary: H. B. No. 30, by Logan: Recommend same be not concurred in.

Committee on Judiciary: H. B. No. 280, by Committee on State Boards and Officers: Recommend same be not concurred in.

Committee on Agriculture: H. B. No. 307, by Dougherty: Recommend same be not concurred in.

Committee on Agriculture: H. B. No. 270, by Angvick: Recommend same be concurred in.

Committee on State Lands: H. B. No. 101, by Committee on State Lands: Recommend bill be amended by striking out of Section 1, Page 1, engrossed bill, all of Line 22 after the word "act," and all of Lines 23, 24 and 25 and including the word "grazing" and by striking out after the word "lease" in Line 30, Section 1, engrossed bill, the remainder of the section. Further amend in Section 2, Page 4, Line 14, engrossed bill, by changing the period after the word "land" to a comma and inserting the following words: "except that the grazing rates only shall be charged for summer fallowed land." And as so amended, recommend bill be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 94, by Committee on Highways, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out in Line 7 the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization."

Amend Section 1 by striking out all of Line 7, Page 2, in the engrossed bill, after the period following the word "persons", and all of Lines 8, 9 and 10 and inserting in lieu thereof the following words and punctuation:

"In making the computation of license tax due and in making payment thereof, two per cent (2%) of the amount of such tax shall be deducted by the distributor as an allowance for evaporation and other loss of gasoline handled by such distributor."

Amend in Section 2 by striking out in Line 7 the words "State Treasurer" and inserting in lieu thereof the words "State Board of Equalization."

Amend Section 2 by inserting at the end of such section at the bottom of Page 2, engrossed bill, the following words and punctuation:

"In making the computation of license tax due, two per cent (2%) of the amount of such tax shall be deducted as an allowance for evaporation and other loss of gasoline handled by such dealer,"

Amend in Section 3 by striking out in Line 5 the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization."

Amend Section 3 by inserting after the figures (5c) in Line 8, Page 3, engrossed bill, the following words and punctuation: "less the deduction hereinafter provided,"

Amend in Section 3 by inserting after the figures (3c) in Line 11, Page 3, engrossed bill, the following words and punctuation: "less the deduction hereinafter provided,"

Amend Section 4 by striking out in Line 7, Page 4, engrossed bill, the words "Railway Commissioners" and inserting in lieu thereof the word "Equalization."

Amend Section 4 by striking out in Line 10, Page 4, engrossed bill, the words "Railway Commissioners" and inserting in lieu thereof the word "Equalization."

Amend Section 4 by inserting after the period following the word "State" in Line 18, Page 4, engrossed bill, the following words and punctuation: "In making the computation of license tax due and in making payment thereof, two per cent (2%) of the amount of such tax shall be deducted by the dealer as an allowance for evaporation and other loss of gasoline handled by such dealer."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 149, by Johnson, Nelstead, Merritt and Fairgrieve, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend by striking out in Lines 23 and 24 the words "Railroad Commissioners," and inserting in lieu thereof the word "Equalization."

Amend by striking out in Lines 31 and 32, Page 1, engrossed bill, after the word "of" the words "Railroad Commissioners" and insert in lieu thereof the word "Equalization."

Amend in lines 3 and 4, Page 2, by striking out the words "Railroad Commissioners" and inserting in lieu thereof the word "Equalization."

Amend in Line 6, Page 2, by striking out the words "Railroad Commissioners" and inserting in lieu thereof the word "Equalization."

Amend in Line 10, Page 2, by striking out the words "Railroad Commissioners" and inserting in lieu thereof the word "Equalization."

Amend in Line 13, Page 2, by striking out the words "Railroad Commissioners" and inserting in lieu thereof the word "Equalization."

Amend in Line 20, Page 2, by striking out the words "Railroad Commissioners" and inserting in lieu thereof the word "Equalization."

Amend in Section 1 by adding in Line 21 after the word "such" and before the word "invoices" the word "Paid."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 150, by Johnson, Nelstead, Merritt and Fairgrieve, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by adding after the word "Act" at the end of Line 28, printed bill, the following: "Provided that no part of the State Highway Fund, and that no part of the moneys belonging thereto, except in payment of contracts heretofore let and under which construction work is now under way, shall be used or expended in building or in any way maintaining a road or highway or trail along the Jefferson River and through that certain canyon known as the "Jefferson Canyon" in Road District No. 7, between Cardwell and a point on the Jefferson River near the confluence of Antelope Creek with said River; and"

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 126, by Fulsher, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend Section 2 by striking out in Line 21, Page 1, printed bill, the words "or the upper part of the body."

Amend Section 3 by striking out in Lines 27 and 28 on Page 1, printed bill, the words "the required qualifications as to age, education, and", and adding to Section 3, "If a hairdresser or cosmetologist shall, after securing a certificate, contract a communicable disease, endangering the public health, the Board shall, upon proof of same, cancel or suspend the certificate until such a time as the hairdresser or cosmetologist can secure a satisfactory physician's certificate."

Amend Section 4 by striking out in Line 20, Page 2, printed bill, the words "have been" and substituting in lieu thereof the word "be"; by striking out, in Line 21, Page 2, printed bill, after the word "office," the words "nor shall," all of Line 22, and the words "hairdressers or cosmetologists" in Line 23.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 17, by Leavitt, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1, Line 9, typewritten bill, by adding after the word "property" the word "hereafter."

Amend in Section 9, Line 9, typewritten bill, by adding after the word "deed" the words "hereafter issued under this or any other law of this state shall", and substitute for the word "conveys" the word "convey", in said line.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 55, by Erickson, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Line 4, printed bill, by striking out the word "shall" and inserting in lieu thereof the words "are hereby authorized to,"

Amend in Line 9, printed bill, by striking out the word "shall" and inserting in lieu thereof the words "are hereby authorized to,"

Amend in Line 11 by adding after the word "district" the following words: "including any child, or children, of such district who may attend any school other than such public school therein, on the condition that such child, or children, attending any other than a public school of such district shall pay their proportionate share of the cost of such said transportation so that the transportation of such pupil, or pupils, attending any such school other than a public school shall not be a charge or expense to such district."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 86, by Committee on Revenue and Taxation, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend title by striking out the figures "2½" in Lines 3 and 9 and inserting in lieu thereof the figure "3".

Amend in Line 11 by inserting after the word "Montana" the words, "Together with the Agricultural Experiment Station and its branches and substations, and the Agricultural Extension Service, including the Soil Survey and the Grain Laboratory."

Amend in Line 13 by adding the letter "s" after the word "purpose" in Line 13.

Amend Section 1 by striking out the figures "2½" in Lines 3, 6 and 7 of the printed bill, and inserting in lieu thereof the figures "3".

Amend by adding at the end of Line 13, the following: "together with the Agricultural Experiment Station and its branches and substations, and the Agricultural Extension Service, including the Soil Survey and the Grain Laboratory."

Amend Section 2 by adding to the ends of each of Lines 8 and 9 respectfully, the following: "Agricultural Experiment Stations and Extension Service."

Amend by striking out the balance of Section 3 beginning with the word "and" in Line 4 of the printed bill.

Amend by adding Section 5 in the printed bill to read as follows: "This Act shall be in full force and effect from and after its passage and approval."

Amend in Section 1 by inserting the word "Montana" before the word "Agricultural" in Line 6 of the engrossed bill.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 194, by Dougherty and Wickware, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1 by striking out Committee amendment in Line 18, original bill, and leaving bill in original form.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 287, by Leavitt (by request), was this day read three several times, concurred in as amended, and bill is herewith returned to the House for concurrence in Senate amendment:

Amend in Section 1, Line 13, typewritten bill, by striking out the words "this Act" and inserting in lieu thereof "Sections 4173 to 4180, both inclusive."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 298, by Railroads and Transportation Committee, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend Section 2 by striking out the period after the word "repealed" at the end of the Section and inserting: "provided, however, that this Act shall not be construed to modify or repeal the provisions of Senate Bill No. 18 approved by the Governor of the State of Montana on February 13th, 1929."

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Nagle, seconded and carried, that House reconsider its action on S. B. No. 68.

THIRD READING OF SENATE BILLS

S. B. No. 52, introduced by Porter, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Cooney, Curran, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Shepard, Simpson, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Burrell, Dean, Miller (Fergus), Sample, Sheffer. Total 5.

Absent and not voting: Chapman, Chatham, Clausen, Darlington, Ekegren, Erickson, George, Jensen, Johnson, Knight, Lillis, Merritt, Minette, Miller (Lincoln), Moss, Moulton, Parker, Ryder, Salyerds, Steeves, Tinsley. Total 21.

S. B. No. 53, introduced by Porter having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Cooney, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Green, Henderson, Hodgskiss, Jameson, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Logan, Lucas, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Shepard, Simpson, Steeves, Sullivan, Thorburn, Ueland, Waite, Warren, Wickware, Willard, Willis, Woodcock, Mr. Speaker. Total 79.

Noes: Burrell, Dean, Miller (Fergus), Sample, Sheffer. Total 5.

Absent and not voting: Arnold (Rosebud), Budas, Curran, Freed, George, Hagestad, Hanley, Jensen, Jergensen, Johnson, Lewis, Lillis, MacRae, Merritt, Miller (Lincoln), Nelson, Tinsley, Wilson. Total 18.

There being no objections House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Nagle that S. B. No. 68, be recalled from the Senate.

Moved by Ryder, as substitute motion, that the motion by Nagle be tabled. Seconded and carried.

Moved by Fairgrieve, seconded and carried, that the Clerk be instructed to have copies of the Senate amendments to all appropriation bills mimeographed and the copies placed on the desks of all the members.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were this day introduced, read first time by title and second time at length and referred to committees:

H. B. No. 347, by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Vocational School for girls for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient." Committee on Appropriations.

H. B. 348, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment of per diem to the officers and attaches of the Twenty-First Legislative Assembly of the State of Montana." Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 347: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the vocational school for girls for the year ending June 30, 1929, the appropriations made by the Twentieth Legislative Assembly having been found to be insufficient." Respectfully report as follows: That House Bill, No. 347 do pass.

REED, Chairman.

On motion of Reed report adopted.

Mr. Speaker: We, your committee on Appropriations having had under consideration, House Bill No. 348: A Bill for an Act entitled: "An Act to appropriate money for the payment of per diem to the officers and attaches of the Twenty-first Legislative Assembly of the State of Montana." Respectfully report as follows: That House Bill, No. 348 do pass.

REED, Chairman.

On motion of Reed report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 347 and 348, be reported correctly printed and placed on General Orders at the head of the list.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Nelson in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, House Bills Nos. 347 and 348, Senate amendments to House Bills Nos. 17, 55, 86, 94, 149, 150, 126, 194, 287, 298, Senate Bills Nos. 38, 129, 134, respectfully recommend as follows:

That H. B. No. 347 do pass.

H. B. No. 348 do pass.

Senate amendments to H. B. No. 17 be concurred in.

Senate amendments to H. B. No. 55 be concurred in.

Senate amendments to H. B. No. 86 be concurred in.

Senate amendments to H. B. No. 94, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 149, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 150, be not concurred in and conference committee requested.

Recommend that the same conference committee act on Senate amendments to House Bills Nos. 94, 149 and 150.

Senate amendments to H. B. No. 126 be concurred in.

Senate amendments to H. B. No. 194, be concurred in.

Senate amendments to H. B. No. 287 be concurred in.

Senate amendments to H. B. No. 298 be concurred in.

S. B. No. 38, be concurred in.

S. B. No. 129, be amended as follows: Amend Section 1 by inserting in line 2, after "1921", "as amended by Chapter 42 of the Session Laws of 1923." That S. B. No. 129 be concurred in as amended.

S. B. No. 134, be concurred in.

Reverted to consideration of S. B. No. 129. Recommend that S. B. No. 129, be not concurred in.

NELSON, Chairman.

On motion of Nelson report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 347 and 348, be reported correctly engrossed and placed at the head of the list on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 347, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Buck, Chapman, Freed, Jameson, Johnson, Kruse, Leavitt, Nagle, Nicholson, Metlen, Pauly, Rolph, Ryder, Thorburn, Waite, Wilson. Total 17.

H. B. No. 348, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Jones, Kinville, Kruse, Leavens, Lewis, Lillis, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Benjamin, Buck, Chatham, English (Deer Lodge), Freed, Jensen, Johnson, Knight, Leavitt, Logan, Monaghan, Nagle, Nicholson, Rigg, Rolph, Sample, Ueland. Total 17.

There being no objections House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS

S. B. No. 38, introduced by McCormick, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hanley, Jameson, Jergensen, Jones, Kinville, Kruse, Lillis, MacRae, Mason, Manning, Marshall, Merritt, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Hagestad, Hodgskiss, Lucas, Sheffer. Total 4.

Absent and not voting: Buck, Chatham, Cooney, English (Deer Lodge), Green, Henderson, Jensen, Johnson, Knight, Leavens, Leavitt, Lewis, Logan, Metlen, Minette, Monaghan, Rigg, Ross, Ryder. Total 19.

S. B. No. 134, introduced by J. L. Campbell and Wuerthner, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Mason, Mr. Speaker, Woodcock. Total 86.

Noes: None.

Absent and not voting: Benjamin, Besancon, Bonine, Buck, Darlington, English (Silver Bow), Green, Johnson, Knight, Leavens, Leavitt, Minette, Murphy, Parker, Thorburn, Willis. Total 16.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 17, introduced by Leavitt, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Bonine, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jensen, Jones, Kinville, Knight, Kruse, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monoghan, Moss, Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Renwick, Rigg, Roll, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Ballard, Besancon, Bretzke, Buck, Chatham, Darlington, English (Deer Lodge), Freed, Hanley, Jameson, Jergensen, Johnson, Leavens, Leavitt, Minette, Miller (Fergus), Miller (Lincoln), Murphy, Parker, Reed, Rolph, Ross, Sample. Total 23.

Senate amendments to H. B. No. 55, introduced by Erickson, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Angvick, Ballard, Benjamin, Buck, Darlington, Dellwo, English (Deer Lodge), English (Silver Bow), Green, Johnson, Jones, Leavitt, Miller (Fergus), Murphy, Parker, Rigg, Ross, Willis. Total 18.

Senate amendments to Sub. H. B. No. 86, introduced by committee on Revenue and Taxation, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Angvick, Buck, Chatham, Cooney, Dean, English (Deer Lodge), English (Silver Bow), Hodgskiss, Johnson, Leavitt, Merritt, Minette, Moss, Parker, Reed, Roll, Ueland, Waite, Willard. Total 19.

Senate amendments to H. B. No. 126, introduced by Fulsher, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Sheffer. Total 1.

Absent and not voting: Angvick, Benjamin, Buck, Cooney, Curran, Dellwo, English (Deer Lodge), Hodgskiss, Jameson, Johnson, Leavitt, Metlen, Minette, Moss, Parker, Ryder, Shepard. Total 17.

Senate amendments to H. B. No. 194, introduced by Dougherty and Wickware, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Curran, Dean, Doran, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Mr. Speaker. Total 78.

Noes: Sheffer, Woodcock. Total 2.

Absent and not voting: Buck, Cooney, Darlinton, Dellwo, Dougherty, Dunn, English (Deer Lodge), Hagestad, Hodgskiss, Jameson, Johnson, Leavitt, Merritt, Minette, Moss, Nagle, Nelson, Parker, Rigg, Ryder, Shepard, Willard. Total 22.

Senate amendments to H. B. No. 287, introduced by Leavitt (by request), having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade),

Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dean, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willis, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Buck, Chatham, Cooney, Dellwo, English (Deer Lodge), Gordon, Hodgskiss, Johnson, Leavitt, Minette, Miller (Lincoln), Moss, Nagle, Ross, Ryder, Shepard, Willard. Total 17.

The Speaker gave notice he was about to sign Senate Bills Nos. 41, 26, 114, 64, 90, 39 and 132, and thereupon signed same.

Senate amendments to H. B. No. 298, introduced by Committee on Railroads and Transportations, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Curran, Darlinton, Dean, Doran, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Buck, Cooney, Dellwo, Dougherty, English (Deer Lodge), Freed, Johnson, Leavitt, MacRae, Ryder. Total 10.

There being no objections House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee appointed to confer with the like Committee of the House on House amendments to substitute for Senate Bill No. 106, introduced by Committee on Banks and Banking, being A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana relating to Building and Loan Associations, in assessment and collection of dues, fines, interest, fees, and premiums and providing for penalty for the violation thereof," do recommend that the Senate concur in the House amendments and further recommend that the Bill be amended by striking out in line 111 of the printed bill the words "this Act" and insert in lieu thereof the words "Chapter 57 of the Laws of 1927."

Respectfully,

McCORMICK,
E. H. GOODMAN,
E. J. PARKIN,

Committee of the Senate.

WAITE,
N. O. MILLER,
ALF BROWN,

Committee of the House.

Moved by Waite that report be adopted. On roll call report adopted by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Manning, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Anderson, Benjamin, Buck, Dean, English (Deer Lodge), Freed, Henderson, Johnson, Leavitt, Ryder, Sheffer, Thorburn. Total 12.

To the President of the Senate and Mr. Speaker of the House: We, your joint conference committee, appointed to consider House amendments to Senate Bill No. 19, by Servant, being A Bill for an Act entitled: "An Act to amend Section 2209 of the Revised Codes of Montana for 1921, relating to giving notice of application for tax deeds," respectfully report and recommend as follows: That the Senate concur in the House amendments to said bill, and that as so amended the bill do pass.

SURVANT,
DOWLIN,
CAMPBELL,

For the Senate.

JAMESON,
DELLWO,
JONES,

For the House.

Moved by Jameson that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Benjamin, Buck, Chapman, English (Deer Lodge), Freed, Hagestad, Johnson, Kinville, Leavitt, Moulton, Sheffer, Total 11.

Mr. Speaker and President of the Senate: We, your joint conference committee, appointed to consider the Senate amendments to H. B. No. 165, introduced by Chatham et al., being a bill for an Act entitled: "An Act to amend Section 11039 of the Revised Codes of Montana of 1921, relating to keeping open certain places on Sunday a misdemeanor." Report and recommend as follows: That the House concurs in Senate amendment No. 1, which reads: "Amend Section 1, by striking out all of line 6, of the printed bill, after the words 'variety halls' and all of line 7, to and including the word 'dispense.'" That the House concurred in Senate amendment No. 2,

which reads "also amend in Section 1 by striking out in line 11 of the printed bill "and where no intoxicating liquors are sold." That the Senate recede from its amendment No. 3, and that this amendment be changed to read as follows: "Amend in Section 1 by adding at the end of the section the following: "And provided further that this Section will not apply to any dance that is started before midnight on Saturday night and closes at or before 2 o'clock the following morning," and as so agreed upon, we recommend that the report be adopted.

KENNEDY,
LARSON,
PORTER,
Senate Committee.

LILLIS,
KINVILLE,
House Committee.

Moved by Lillis report be adopted.

On roll call report adopted by the following vote:

Ayes: Arnold (Rosebud), Ballard, Barry, Bretzke, Brown (Cascade), Chapman, Chatham, Clausen, Cooney, Dellwo, Doran, English (Silver Bow), Flachsenhar, Fulsher, Goodwin, Gordon, Green, Hanley, Hodgskiss, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Lillis, Logan, Lucas, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelstead, O'Day, Pauly, Reed, Roll, Simpson, Steeves, Sullivan, Thorburn, Warren, Willis, Wilson, Woodcock, Mr. Speaker. Total 53.

Noes: Anderson, Angvick, Benjamin, Besancon, Bonine, Brown (Galatin), Budas, Burrell, Curran, Darlinton, Dean, Dougherty, Dunn, Erickson, Fairgrieve, Hagestad, Jergensen, Lewis, MacRae, Marshall, Miller (Lincoln), Nelson, Nicholson, Parker, Purnell, Rigg, Rolph, Ryder, Salverds, Sample, Sheffer, Tinsley, Wickware, Willard. Total 34.

Absent and not voting: Arnold (Stillwater), Buck, Ekegren, English (Deer Lodge), Freed, George, Henderson, Jameson, Johnson, Leavitt, Renwick, Ross, Shepard, Ueland, Waite. Total 15.

To the President of the Senate and the Speaker of the House: We, your joint conference committee appointed to consider Senate amendments to House Bill No. 190 by Sullivan being a bill for an Act entitled: "An Act to amend Section 2753 of the Revised Codes of Montana 1921, relating to removal of dangerous structures and combustible material, and to proceeding for the abatement of such dangerous structures or combustible materials." Respectfully report as follows:

1. That the amendment to the title of said act proposed by the Senate be not concurred in but that the said title be amended by inserting after the figures "1921" of Line 4 of the original bill the following words and figures: "and by adding new sections to be known as Sections 2753-a, 2753-b, 2753-c, and 2753-d," and that the Senate and House concur in said amendment.

2. That the other Senate amendment be concurred in by the House.

SURVANT,
WALKER,
STOUTENBURG,
For the Senate.

LEAVITT,
DORAN,
SULLIVAN,
For the House.

Moved by Leavitt that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Knight, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Angvick, Buck, English (Deer Lodge), Freed, George, Green, Jameson, Johnson, Kinville, Leavitt, Minette, Moulton, Ryder. Total 13.

CONSIDERATION OF MESAGES FROM THE GOVERNOR

The following communication was received from the Governor:

Helena, March 6, 1929.

Mr. Speaker, House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House measures: H. B. No. 48—Relating to unified investment by the Board of Land Commissioners of certain public funds. H. B. No. 79—Providing for the admission of Dollie Cosens to the State Soldiers' Home. H. B. No. 90—Relating to publication of questions submitted to popular vote. H. B. No. 96—Appropriation for payment of certain obligations incurred on behalf of the Forestry department. H. B. No. 97—Appropriation for deficiency for transportation of prisoners. H. B. No. 170—Relating to Director of Food and Drugs division of State Board of Health. H. B. No. 230—To prevent defacement, removal or destruction of Highway construction detour signs. H. J. M. 5—Memorial relating to the poultry industry. H. J. R. 3—Giving assent to Act of Congress for development of agricultural extension work.

J. E. ERICKSON, Governor.

The Speaker announced the following conference committee to act on House Bills Nos. 94, 149 and 150: Moss of Flathead, George of Cascade, and Fulsher of Mineral.

Moved by Flachsenhar, seconded and carried, that House adjourn until tomorrow morning, March seventh at eleven o'clock.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SIXTIETH DAY

House of Representatives
Helena, Montana, March 7, 1929.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Thorburn excused on account of illness.

The Journal Committee reported as follows:

Mr. Speaker: We, your committee on Journal having examined the Journal for the fifty-ninth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. 58-284-249-132-163-137-265-289-197-208-260-267-177-22, S. H. B. 268, S. H. B. 112.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 22-58-132-137-163-177-197-208-249-260-265-267-284-289, Sub. House Bills Nos. 112 and 268, and thereupon signed same.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on Appropriations having had under consideration House Bill No. 294: A Bill for an Act entitled: "An Act to provide for a packing plant at the State Prison: for the purchase of machinery and equipment therefor, and cattle, hogs and sheep for manufacture therein, and for the supervision and finance thereof and appropriating the sum of thirty-five thousand (\$35,000.00) dollars from the general fund of the State therefor." Respectfully report as follows: That House Bill, No. 294 do not pass.

REED, Chairman.

On motion of Reed report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Governor and Senate:

Helena, March 7, 1929.

The Speaker,
House of Representatives.
Helena.

I have the honor to advise you that I have this day approved House Bill No. 106, repealing certain sections of the Revised Codes, relating to the creation, powers and duties of the Montana Irrigation Commission.

J. E. ERICKSON, Governor.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call concurred in House amendments to the following Senate Bills:

S. B. No. 62.
S. B. No. 37.
S. B. No. 105.

Respectfully, J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed in Committee of the Whole, report adopted, and bills are herewith returned to the House. H. B. No. 35, by Rigg. Sub. H. B. No. 275, by Committee on State Boards and Officers.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the Conference Committee reports on the following bills:

House amendments to Sub. for S. B. No. 106.

Senate amendments to H. B. No. 28.

Senate amendments to H. B. No. 190.

Senate amendments to H. B. No. 165.

House amendments to S. B. No. 19.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in, title and history agreed to, and bills are herewith returned to the House:

H. B. No. 196, by Flachsenhar.

H. B. No. 277, by Shepard.

H. B. No. 270, by Merritt.

H. B. No. 73, by Committee on Irrigation and Water Rights.

H. B. No. 174, by Merritt.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the balance of the Senate Communications be considered read at length and Journal so show.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: H. B. No. 319, by Appropriations Committee: Recommend same be amended in Section 1, printed bill, Line 23, by striking out the words and figures "\$11,000.00" and inserting in lieu thereof the words and figures "\$10,000.00"; and in Section 2, printed bill, Line 23, by striking out the words and figures "\$11,000.00" and inserting in lieu thereof the words and figures "\$10,000.00," and as so amended, recommend the bill for concurrence.

Committee on Finance and Claims: H. B. No. 317, by Appropriations Committee: Recommend same for concurrence.

Committee on Finance and Claims: H. B. No. 282, by Dellwo: Without Recommendation.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration business on General File, respectfully report and recommend as follows:

That Sub. for H. B. No. 297 be concurred in.

That H. B. No. 248 be concurred in.

That further consideration of H. B. No. 32 be indefinitely postponed.

That H. B. No. 219 be amended by striking out all of Section 7 of the engrossed bill, and as so amended, recommend same be concurred in.

That H. J. R. No. 6 be concurred in.

That consideration of H. B. No. 296 be passed for the day.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 270 be concurred in.

That H. B. No. 332 be amended in Section 1 by inserting in Line 2 after the word "raising" the words "or requesting the raising of," and as so amended, recommend same be concurred in.

That H. B. No. 315 be concurred in.

That H. B. No. 101 be amended in the amendment in Section 2, beginning in line 14, Page 4, engrossed bill, as follows: By inserting after the word "charged" the words "from date" and by inserting also after the word "for" the word "all". (The said word "for" follows the word "charged"). And as so amended, recommend same be concurred in.

That H. B. No. 35 be not concurred in.

That H. B. No. 73 be concurred in.

That consideration of Sub. for H. B. No. 281 be passed for the day.

That Sub. for H. B. No. 275 be not concurred in.

That consideration of H. B. No. 193 be passed for the day.

That consideration of H. B. No. 296 be passed for the day.

That Sub. for House Bills 251, 252, 253, and 254 be amended in the title by adding after the figures "1923" in line 3, the words "and Chapter 102 of the Session Laws of 1925." Also in Section 2 by adding in line 3 after the figures "1923" the words "and Chapter 102 of the Session Laws of 1925." Also in Section 2 by adding in Line 4 after the word "attendance," this paragraph as it appears in present law:

"What Pupils Entitled To Attend: Attendance at any high school, to whose support such money is apportioned in accordance with the provisions of this Act, shall be free to all eligible pupils residing in the county in which said accredited high school is located; provided, however, that the board of trustees shall have power to require students in the commercial, manual training, domestic science, scientific and agricultural courses to pay a fee for the use of typewriters and other special equipment and to cover the costs of breakage and material used in the laboratories and shops of the school, which fee shall not exceed the actual cost to the high school of the material used or broken, or the reasonable value of the use of any special equipment." And as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Taxation: H. B. No. 296, by Committee on Revenue and Taxation: Recommend that the amendment in Section 2, Line 29, heretofore made in Committee, be withdrawn and that the bill be concurred in.

Committee on Judiciary: H. J. R. No. 6, by Flachsenhar and Jameson: Recommend same be concurred in.

Committee on Taxation: H. B. No. 248: Recommend same be amended in Section 1 by inserting in Line 7, printed bill, after the word "immediately," the following: "and in any event not more than 10 days thereafter."

Amend by striking out in Line 9, printed bill, after the word "and" the words "to also."

Amend by inserting in Line 12, printed bill, after the word "Treasurer" and before the word "furnish" the words "also and at the same time."

Amend by inserting in Line 13, printed bill, after the words "County Treasurer" the following: "the County Assessor shall also file with the State Board of Equalization a duplicate of all such reports so made to the County Treasurer."

And as so amended, recommend the bill be concurred in.

Committee on Oil and Leases: Sub. for H. B. No. 297, by Committee on Petroleum, Oil and Gas: Recommend same be amended by striking out the words "Railroad Commissioner" in Line 6 of Section 1, in Line 12 of Section 2, in Line 1 of Section 4, in Lines 1 and 13 of Section 8, in Lines 3, 12 and 16 of Section 12, in Line 8 of Section 13, in Line 4, of Section 14, in Lines 2, 8 and 16 of Section 17, and inserting in lieu thereof, at each of the places above mentioned, the word "Equalization." (The above references are to the printed bill). Also amend by striking out of the title the words "Railroad Commissioners" in each of the places where the said words appear and inserting in lieu thereof, the word "Equalization." Also amend by striking out in line 13 of Section 2, printed bill, the words "Five Thousand Dollars, (\$5,000.00)" and inserting in lieu thereof "Ten Thousand Dollars, (\$10,000.00)". And as so amended, recommend bill be concurred in.

Committee on Roads and Highways: H. B. No. 32, by Willard: Recommend bill be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 101, by Committee on State Lands, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend by striking out of Section 1, Page 1, of the engrossed bill, all of Line 22 after the word "act," and all of Lines 23, 24 and 25 to and including the word "grazing."

Amend by striking out after the word "lease" in Line 30, Section 1, engrossed bill, the remainder of the Section.

Amend in Section 2, Page 4, Line 14, engrossed bill, by changing the period after the word "land" to a comma and inserting the following words: "except that the grazing rates only shall be charged from date for all summer fallow land."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 182, by Dairy Committee, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend Section 4, Page 4, Line 7, after the word "sale" by striking out the period and adding thereto, "for 30 days or more in each year."

Amend in Section 16, Line 16, Page 10, after the word "manufacturing" by striking out all of Line 16 and 17 down to the end of sentence, and just before the word "An" at end of Line 17, and insert in lieu thereof the following: "500 gallons or less of product a year, \$5.00, those producing more than 500 gallons but less than 10,000 gallons, \$20.00."

Amend in Section 20, Line 14, Page 12, by striking out the period after the word "plant" and inserting a comma in lieu thereof and adding the following: "provided, however, that this clause does not apply to ice cream factories producing 1000 gallons or less per annum."

Amend in Section 21, Line 17, Page 13, by striking out "One Hundred Dollars, (\$100.)" after the word "than" and substituting "Ten Dollars, (\$10.00)" before the word "nor."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 198, by Marshall, was this day read three several times, concurred in as amended, and Bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Line 9 of the title by changing "1928" to "1929."

Amend in Line 15 of Section 1 by changing the "1928" to read as "1929."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for H. B. No. 199, by Committee on Ways and Means, was this day read three several times concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend title by adding after the numeral "3" in Line 2, the following: "and Section 6." Amend by adding in Line 3 after the figures "1923" the following: "As amended by Chapter 103, Session Laws of Montana, 1925." Amend by striking out Section 4 as it appears in the bill and inserting in lieu thereof the following: "Section 4. That Section 6, Chapter 154, Session Laws of Montana, 1923, as amended by Chapter 103, Session Laws of Montana, 1925, shall be, and the same is hereby amended to read as follows: "Section 6. No certificate shall be issued or remain in force unless the holder thereof shall comply with such rules and regulations of the Board as it shall adopt governing the filing of bonds, policies of insurance, or such security or agreement in such form and adequate amount and conditioned as the Board may require for the payment of any final judgment which may be rendered against any such transportation company arising out of the death of or injury to any passenger or injury to other persons or property as a result of any negligent operation of the motor vehicles of such transportation company, with power in the Board to permit self-insurance whenever, in its opinion, the financial ability of the transportation company warrants." Renumber Sections 4 and 5, as they appear in the original Sub. for H. B. No. 199, as Sections 5 and 6 respectively.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 228, by English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, Doran of Silver Bow, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in title by striking out in Line 4 after "cities" the period and adding the following: "and provide for millage to carry out the provisions of the act." Amend in Section 1 by adding a new section to be known as sub-section 29 as follows: "The Board of County Commissioners when authorized by a majority petition of the proposed District are hereby authorized and empowered to levy not to exceed 3 mills to carry out the provisions of the act."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 315, by Nagle, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments: Amend in Line 16, type-written bill, after the word "therein" by adding the words "provided such articles have not already been filed."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 332, by Appropriations Committee, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments: Amend in Section 1 by inserting in Line 2 after the word "raising" the words "or requesting the raising of."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for House Bills Nos. 251, 252, 253 and 254, was this day read three several times, concurred in as amended, and bill is herewith transmitted in the House for concurrence in Senate amendments: Amend title by adding after the figures "1923" in Line 3, the words "and Chapter 102 of the Session Laws of 1925." Amend in Section 1 by adding after the word "schools" in Line 16 of original bill, "of the county in which said children reside." Amend in Section 2 by adding after figures "1923" in Line 3, the words "and Chapter 102 of the Session Laws of "1925. Amend in Section 2 by adding in Line 4 after the word "attendance" this paragraph as it appears in present law: "What pupils entitled to attend. Attendance at any high school, to whose support such money is apportioned in accordance with the provisions of this act, shall be free to all eligible pupils residing in the county in which said accredited high school is located: provided, however, that the board of trustees shall have power to require students in the commercial, manual training, domestic science, scientific and agricultural courses to pay a fee for the use of typewriters and other special equipment and to cover the costs of breakage and material used in the laboratories and shops of the school which fee shall not exceed the actual cost to the high school of the material used or broken, or the reasonable value of the use of any special equipment." Amend in Section 2 by striking out in Line 9, printed bill and Line 28 of original bill, the semicolon, and inserting a comma, and inserting after said comma the words "in which case."

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar that House reconsider its action on S. B. No. 129. Seconded and carried.

Moved by Flachsenhar, seconded and carried, that S. B. No. 129, be placed at the head of the list on General Orders.

Moved by Flachsenhar, seconded and carried, that the Speaker appoint a committee to properly express appreciation and thanks to the Montana Standard for the souvenir books containing drawings by Mr. Masterson which were presented to members and attaches of the Twenty-first Legislative Assembly. The Speaker appointed Nagle of Lewis and Clark and Flachsenhar of Prairie to constitute said committee.

Moved by Marshall, seconded and carried, that the State Auditor be requested to prepare a statement, by years for the past five years, showing actual revenues of the State, estimated revenues, increase or decrease of actual revenues over estimated revenue; and also a detailed estimate of revenue for the next biennium. This statement to be mimeographed and copies placed before each representative and senator.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General Orders, under same rules as the previous sitting.

Mr. Monaghan in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate Bill No. 129, Senate amendments to House Bills Nos. 101, 182, 198, 199, 228, Sub. for H. B. Nos. 251 to 254 inclusive, H. B. Nos. 315 and 332, recommend as follows: That

S. B. No. 129 be concurred in.

Senate amendments to H. B. No. 101, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 182, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 198, concurred in.

Senate amendments to H. B. No. 199, concurred in.

Senate amendments to H. B. No. 228, consideration passed temporarily.

Senate amendments to Sub. H. B. No. 251 to 254, consideration passed temporarily.

Reverted to Senate amendments to H. B. No. 228, Clerk instructed to correct spelling of word to read "millage." Senate amendments to H. B. No. 228, concurred in.

Senate amendments to H. B. No. 315, be concurred in.

Senate amendments to H. B. No. 332, be concurred in.

MONOGHAN, Chairman.

On motion of Monaghan report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Helena, March 6, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 74, by Sample, Besancon, Dougherty, Arnold of

Stillwater and Miller of Fergus, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 2 under the heading of Section 8813 by Adding in Line 7 Page 2, printed bill, after the word "each" the following words: "provided, however, that in any district composed of more than one county and having more than one judge, no two of said judges shall reside in the same county, and each of said two judges shall maintain his chambers in the county of his residence."

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the consideration of General Orders under the same rules as the previous sitting.

Mr. Monaghan in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate amendments to H. B. No. 74, recommend that same be not concurred in and conference committee requested.

MONOGHAN, Chairman.

On motion of Monaghan report adopted.

The Speaker announced the following appointments of conference committees:

To act on Senate amendments to H. B. No. 182, Dougherty, Angvick and Mason:

To act on Senate amendments to H. B. No. 74, Arnold (Stillwater), Nelson and Nagle;

To act on Senate amendments to H. B. No. 101, Nelstead, Burrell and Chapman.

Moved by Flachsenhar, seconded and carried, that House recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Helena, Montana, March 7, 1929.

Mr. Speaker: Be It Resolved, by the House of Representatives, that J. H. Faust, Chief Clerk of the House, be employed for a period of fifteen days at ten dollars (\$10.00) per day.

J. E. Geiser, Assistant Chief Clerk of the House, be employed for a period of ten days at Eight dollars per day.

E. L. Cook, Assistant Chief Clerk of the House, be employed for a period of ten days at Eight dollars per day.

Buelah Dittmer, Assistant Chief Clerk of the House, be employed for a period of five days at Eight dollars per day.

Georgia Conley, Assistant Chief Clerk of the House, be employed for a period of seven days at Eight dollars per day.

Maud Houghlan, Journal Clerk of the House, be employed for a period of fifteen days at Eight dollars per day.

Thelma Lewis, Assistant Journal Clerk of the House, be employed for a period of fifteen days at Six dollars per day.

Ruth Benson, Secretary to the Chief Clerk of the House, be employed for a period of ten days at Six dollars per day.

Margaret Moore, Bill Clerk of the House, be employed for five days at Eight dollars per day.

Amanda Packer, Verification Clerk of the House, be employed for seven days at Six dollars per day.

Harry Whitcomb, Sergeant-at-Arms of the House, be employed for a period of fifteen days at Ten dollars per day.

W. D. Garrigus, Assistant Sergeant-at-Arms of the House, be employed for a period of ten days at Eight dollars per day.

L. V. McFatridge, Assistant Sergeant-at-Arms of the House, be employed for a period of ten days at Eight dollars per day.

Helen Dudeck, Clerk to the Sergeant-at-Arms of the House, be employed for a period of ten days at Five dollars per day.

To take effect at the close of the Session of the Twenty-first Legislative Assembly to clear up the affairs of the House of Representatives in the regular session of the Twenty-first Legislative Assembly, and that the Chief Clerk of the House be authorized to certify to the State Auditor the pay roll for service rendered under the provisions of this Resolution.

Respectfully submitted,

RYDER,
Chairman Employment Committee.

On motion of Ryder report adopted.

The Speaker gave notice that he was about to sign Senate Bills Nos. 120, 62, 37, 105, 19 and Sub. S. B. No. 106, and thereupon signed same.

THIRD READING OF SENATE BILLS

S. B. No. 129, introduced by Church, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chatham, Curran, Darlington, Dean, Dellwo, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Freed, Fulsher, George, Goodwin, Hagestad, Hanley, Henderson, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Metlen, Minette, Miller (Fergus), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, Parker, Pauly, Renwick, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: Anderson, Benjamin, Besancon, Budas, Clausen, Dougherty, Fairgrieve, Gordon, Green, Hodgskiss, Jergensen, Purnell, Rolph, Steeves. Total 14.

Absent and not voting: Angvick, Burrell, Chapman, Cooney, Johnson, Marshall, Merritt, Monaghan, Miller (Lincoln), Nelstead, O'Day, Reed, Shepard, Thorburn. Total 14.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee.

Helena, Montana, March 7, 1929.

Mr. Speaker: Be It Resolved, by the Twenty-First Legislative Assembly, that the payment of two days' pay be authorized to employees hereinafter mentioned, to be effective at the close of the session of the Twenty-First Assembly.

H. J. Faust, Chief Clerk, \$10.00 per day.
Foster, Elizabeth, Court Reporter, \$10.00 per day.
Whitcomb, H. S., Sergeant-at-Arms, \$10.00 per day.
Garrigus, W. B., 1st Asst. Sergeant, \$8.00 per day.
Carver, L. D., 2nd Asst. Sergeant, \$8.00 per day.
McFatrige, L. V., 3rd. Asst. Sergeant, \$8.00 per day.
Geiser, J. E., Asst. Chief Clerk, \$8.00 per day.
Cooke, E. L., Asst. Chief Clerk, \$8.00 per day.
Houghlan, Maud, Journal Clerk, \$8.00 per day.
Moore, Margaret, Bill Clerk, \$8.00 per day.
Brown, Neil C., Reading Clerk, \$6.00 per day.
White, William E., Printing Clerk, \$6.00 per day.
DeLaney, Henry, Engrossing Clerk, \$8.00 per day.
Dittmer, Beulah E., Enrolling Clerk, \$8.00 per day.
Benson, Ruth, Secy. to Chief Clerk, \$6.00 per clerk.
Knowles, A. D., Asst. Bill Clerk, \$5.00 per day.
Packer, Amanda, Verification Clerk, \$6.00 per day.
Drake, Elizabeth, Proof Reader, \$5.00 per day.
Lingshire, Lela, Stenographer, \$5.00 per day.
McManus, Margaret, Proof Reader, \$5.00 per day.
Moon, Katherine J. C., Asst. Tel. Opr., \$5.00 per day.
Sloan, Esther, Stenographer, \$5.00 per day.
Conley, Georgia, Stenographer, \$5.00 per day.
Stephens, Elmo, Proof Reader, \$5.00 per day.
Olson, Gladys, Stenographer, \$5.00 per day.
Milligan, Mimi, Stenographer, \$5.00 per day.
Milligan, Irene, Stenographer, \$5.00 per day.
Campbell, Marguerite, Stenographer, \$5.00 per day.
Dragoye, Mary, Asst. Engrossing Clerk, \$6.00 per day.
Johnson, Margaret, Clerk-Steno., \$5.00 per day.
Dudeck, Helen, Clerk to Sergeant, \$5.00 per day.
Heikkila, Alfred E., Mailing Clerk, \$5.00 per day.
Sperling, Herman, Clerk Appropriation, \$5.00 per day.
Lanway, Reid, Asst., Enrolling Clerk, \$6.00 per day.
Tovey, Albert, Head Janitor, \$5.00 per day.
Mercer, John T., Watchman, \$5.00 per day.
McDonald, John, Page, \$4.00 per day.
Rice, Lauren A., Page, \$4.00 per day.
McLauchlan, Harold, Page, \$4.00 per day.
Dougherty, Clifford, Page, \$4.00 per day.
Herford, Helen Brooke, Stenographer, \$5.00 per day.
Erb, Amy Ann, Stenographer, \$5.00 per day.
Seichau, Augusta, Stenographer, \$5.00 per day.

Peters, Marian, F., Telephone Operator, \$5.00 per day.
D'Autremont, Lavina, Stenographer, \$5.00 per day.
Rinda, Venzle, Asst. Printing Clerk, \$5.00 per day.
O'Neal, Letha, Clerk of Judiciary Comm., \$6.00 per day.
Redding, George, Elevator Operator, \$5.00 per day.
Barrett, A. J., Elevator Operator, \$5.00 per day.
Angle, Alma, Asst. Postmistress, \$2.50 per day.
Clark, Mary, Stenographer, \$5.00 per day.
Schwallier, Joseph, Janitor, \$5.00 per day.
Sande, Chas. B., Speaker's Page, \$4.00 per day.
Lehman, Max G., Watchman, \$5.00 per day.
Dawson, Robert, Janitor, \$5.00 per day.
Lewis, Thelma, Asst., Journal Clerk, \$6.00 per day.
Park, Perry H. Doorkeeper, \$5.00 per day.
Orr, Marcia L., Stenographer, \$5.00 per day.
Moe, Grace, Speaker's Steno., \$6.00 per day.
Gelsing, George, Janitor, \$5.00 per day.
Longacre, Eva Poe, Secy., to Rev. and Tax Com., \$5.00 per day.
Wood, R. G., Proof Reader, \$5.00 per day.
Pickering, Paul, Asst. Printing Clerk, \$5.00 per day.
Pippy, William, Chaplain, \$5.00 per day.
Horne, Grace, Stenographer, \$5.00 per day.
Miller, Ethel, Stenographer, \$5.00 per day.
Lingshire, Helen, Stenographer, \$5.00 per day.
Smith, Genevieve, Stenographer, \$5.00 per day.
Kuntz, Krystyn, Stenographer, \$5.00 per day.
Summers, Kirby, L., Proof Reader, \$5.00 per day.
Williams, Melvin, Proof Reader, \$5.00 per day.
Cross, Nora, T., Proof Reader, \$5.00 per day.
Langdorf, Edith, Proof Reader, \$5.00 per day.
O'Malley, M. C., Proof Reader, \$5.00 per day.
Funk, Myrrel, Typist, \$5.00 per day.
Kilborn, John, Janitor, \$5.00 per day.
Mooney, Tom, Doorkeeper, \$5.00 per day.
Lempkie, A. J., Doorkeeper, \$5.00 per day.
Verzatt, Teresa, Stenographer, \$5.00 per day.
Weinburg, Alice, Stenographer, \$5.00 per day.
Davidson, Susan, Stenographer, \$5.00 per day.
Simon, Ann, Stenographer and Proof Reader, \$5.00 per day.
Pierce, W. B., Proof Reader, \$5.00 per day.
Bangs, Florence, Typist, \$5.00 per day.
Sullivan, Marabeth, Typist, \$5.00 per day.
Dahlstrom, Aina, Stenographer, \$5.00 per day.
Pruner, Edith, Stenographer, \$5.00 per day.
Dineen, Thelma, Stenographer, \$5.00 per day.

The resolution to apply to employees working the last day of the session.

Be It Further Resolved, that Albert Tovey and George Gelsing be employed for two days for janitor work after the close of the session.

Resolved, that the Chief Clerk of the House be authorized to certify such payroll to the State Auditor for the payment from the appropriation for incidental expenses of the House of Representatives, Twenty-First Assembly.

RYDER,

Chairman Employment Committee.

On motion of Ryder, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 198, introduced by Marshall, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chatham, Clausen, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jergensen, Jones, Kinville, Knight, Leavens, Leavitt, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Miller (Fergus), Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Burrell, Chapman, Cooney, Curran, English (Silver Bow), Fairgrieve, George, Green, Hodgskiss, Jameson, Jensen, Johnson, Kruse, Lewis, Lillis, Monaghan, Miller (Lincoln), Moss, Nelson, Salyerds, Shepard, Thorburn. Total 24.

Senate amendments to Sub. H. B. No. 199, introduced by Committee on Ways and Means having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Marshall, Metlen, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Ross, Salyerds, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Benjamin, Burrell, Chapman, English (Silver Bow), Freed, Jameson, Johnson, Manning, Merritt, Minette, Moss, O'Day, Rolph, Ryder, Sample, Shepard, Sheffer, Thorburn. Total 18.

Senate Amendments to H. B. No. 228, introduced by English, Barry, Ballard, Cooney, Sullivan, Goodwin, Monaghan, Chatham, Kinville, and Doran of Silver Bow, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Chatham, Clausen, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller

(Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Burrell, Chapman, Cooney, Curran, Johnson, Knight, Lucas, Merritt, Nelstead, O'Day, Ryder, Sheffer, Shepard, Thorburn. Total 15.

Senate amendments to H. B. No. 315, introduced by Nagle having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Clausen, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Burrell, Chatham, Chapman, Cooney, Darlington, Freed, Goodwin, Jergensen, Johnson, Moss, Nelson, Nelstead, Shepard, Thorburn. Total 14.

Senate amendments to H. B. No. 332, introduced by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Clausen, Cooney, Curran, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jergensen, Kinville, Knight, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nicholson, O'Day, Pauly, Purnell, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Goodwin, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Brown (Cascade), Burrell, Chapman, Chatham, Darlington, Doran, Fairgrieve, Freed, Jameson, Jensen, Johnson, Jones, Kruse, Moulton, Nagle, Nelson, Nelstead, Parker, Reed, Renwick, Rolph, Sheffer, Shepard, Thorburn, Willis. Total 25.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Monaghan in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration Senate amendments to Sub. H. B. No. 251 to 254, recommend as follows: That Senate amendments to Sub. H. B. No. 251 to 254, be concurred in.

MONOGHAN, Chairman.

On motion of Monoghan report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to Sub. H. B. No. 251 to 254, introduced by Committee on Education, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Buck, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monoghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Brown (Gallatin), Budas, Burrell, Chapman, Freed, Jameson, Johnson, Jones, Lucas, Nelstead, Sample, Thorburn, Shepard. Total 13.

MOTIONS AND RESOLUTIONS

The following resolution was received and read at length:

HOUSE RESOLUTION NO. 8.

Introduced by Flachsenhar and Nagle

WHEREAS, each member of the Twenty-First Legislative Assembly of the State of Montana has been presented with a complimentary copy of a publication of "A Volume of Personalities" published by "The Montana Standard" of Butte, Montana, and

WHEREAS, the said publication contains cartoons and caricatures of the members, by Mr. James W. Masterson, and published from time to time during the session by said Montana Standard, and the sketches of the members of the Senate having been written by George O'Malley, and those of the House members by our Representative, Byron E. Cooney, of Silver Bow, and

WHEREAS, the publication as now presented to the members is in book form and reproduced on excellent quality paper so that it can long be preserved; and this is the result of the earnest efforts of Joe Markham, Business Manager, and E. G. Leipheimer, Editor, of said newspaper;

Now, Therefore, Be It Resolved:

That the House of Representatives of the Twenty-First Legislative Assembly of the State of Montana express to the "Standard Publishing Company" of Butte, Montana, and to each of said representatives of said newspaper, "The Montana Standard," its sincere appreciation and thanks for the copies of the "Who's Who of Montana's Twenty-First Assembly" and

Be It Further Resolved:

That a copy of this Resolution be spread at length upon the Journal of the House and reported in the Daily Proceedings, and a copy duly sub-

scribed by the Speaker and the Chief Clerk be mailed to said newspaper and to each of its officials and representatives named herein.

Dated at Helena, Montana, March 7, 1929.

WALTER R. FLACHSENHAR,
RAYMOND T. NAGLE,

Republican and Democratic Floor Leaders, respectively,

Moved by Flachsenhar, seconded and carried, that House recess until 4:00 p. m.

House resumed at 4:00 p. m.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEES

The following report was received from a select committee and read:

Helena, Montana, March 7, 1929.

Mr. Speaker and Members of the House of Representatives:

We, your Special Committee, acting under and by virtue of House Resolution No. 2, commencing on or about February 9, 1929, and continuing to this date, having made an investigation of the administration and operation of the State Vocational School for Girls situate near Helena, Montana. This investigation included a visit to and inspection of the grounds and buildings of the school and your committee has devoted considerable time to the taking of testimony of different witnesses and interviewing different persons, including the Superintendent and two members of the Local Board of said School. We have also interviewed county and state officials who are conversant with the institution, as well as persons now or formerly employed in or at the school, including girls who are inmates therein or who have been paroled therefrom. In conducting the investigation your special committee has sought evidence only from those possessing personal knowledge of the facts related and has considered only testimony relevant and material both for and against suggested improvements at the school. Opportunity has been afforded for any persons desiring to do so, to appear before the committee and the investigation has been held open until this time in order to receive all available facts.

The State Vocational School for Girls was established in Lewis and Clark County by virtue of an Act of the Legislature and is located in the Helena Valley, about six miles from the City. The State has an investment in the school, including grounds, of approximately \$343,000.00 and at the present time has an inmate population of sixty-three girls, a lesser number than for several years. The highest number confined at the school at any time since its establishment has been eighty-nine; the average attendance is about seventy. Girls are admitted at ten years of age and are subject to be confined to the school until they reach the age of twenty-one years. The institution is now actually using two of the three cottages on the grounds, in addition to the administration building and a gymnasium and the out-building. The State owns about four hundred acres of land on which the school is situated and of which area, in its present condition, according to the information given by the Superintendent, about eighty acres is tillable. The school owns at the present time, seventeen head of horses, about nine hundred chickens, one hundred forty-two sheep, sixty-seven head of cattle of all ages and twenty-two hogs. The school has been managed since its establishment by Miss Edith Kassing as Superintendent.

From the facts secured and from the testimony taken by your special committee during this investigation, we find as follows:

1. The school at the present time occupies two of the three available cottages in addition to the administrative building for the purpose of housing its inmates. Each cottage is in charge of a day and a night matron. The class rooms are in the administrative building in charge of teachers em-

ployed by the Superintendent. Courses up to and including the Eighth Grade and the First year of High School, and some commercial work together with certain courses in domestic science are taught. On the average of about three and one-half hours of class room work per day during the school term of nine months is provided and between one-sixth and one-seventh of the total appropriation available for the school is employed for the purpose of educating and training its inmates. The inmates are also detailed to perform kitchen duties, including cooking, under the supervisions of a Kitchen Matron, and are also detailed to care for the buildings occupied. The school has a well constructed and equipped gymnasium in which certain courses of physical exercises is provided and courses of entertainment from time to time given.

2. It appears that a few of the older girls in the institution are possibly more hardened in character than the others, yet a greater majority of the inmates appear to be normal in every way and are according to the testimony, susceptible to immediate correction and under proper methods of education and training, we believe that practically all of them can be trained to be useful and trustworthy citizens. The assertion that many of the girls are "nasty little chippies, liars, pick-pockets and degenerates," is not only improper but casts an unwarranted reflection upon the various inmates which follows them when discharged from the school; we find the inmates are not classified by ages, but the younger girls admitted to the institution are permitted and compelled to co-mingle and live with the older girls, regardless of character.

3. We find the inmates are always subject to a course of discipline which does not permit their separation, but requires them to be herded from place to place always under the orders of a matron in charge. We find that silence is the predominating rule, except during a short period of the day when the inmates are taken to the recreation room, or when being served meals, and then are only permitted to converse in a whisper, but are permitted to converse audibly while in the gymnasium. The infraction of this rule subjects the violator to various punishments.

4. We find it has been the practice to compel girls committed to the school, regardless of age, to clean, and in some instances scrub the cow barn, to clean the hog pen, chicken house and other out buildings, to milk the cows and generally do all work necessary to be done in taking care of the livestock. This practice, according to the evidence, is not as predominant during the past year as formerly, although it is now required of the girls and has been since the commencement of this investigation. It is also disclosed that the girls, regardless of ages, have been compelled to shovel, haul and spread manure onto the farm, to pitch hay, shock grain and to do all kinds of heavy farm work during the farm season, the girls being required to devote six to eight hours a day to this kind of labor when working. It is disclosed that this course of labor is prescribed, not as an educational advantage or training, but for the primary purpose of breaking and subduing their spirits; we find that in a great many instances the girls performing some of the above work during the cold weather have not been adequately clothed and many have complained to the different matrons in charge of their lack of clothing and in some instances it is disclosed that the girls have actually suffered from the exposure.

5. We find that the Vocational School is operated along the lines of a penal institution and in many instances for mere infraction of rules some of the inmates have been subjected to harsh, cruel and inhuman treatment or punishment. It is disclosed that in each cottage there is one or more cells used for the purpose of punishment by the confinement of different girls therein. In one cottage the cells are in the attic and are not provided with any heat and with scarcely any light. In the other cottage there is a cell of small dimensions with scarcely any ventilation or light and another cement cell has been constructed under the porch of one of the cottages. It is disclosed that the practice has been, for various infractions

of the rules, to confine these girls, regardless of age, in these cells for periods of time varying from one or two days to seven or eight weeks without any form or kind of liberty and often with only a mattress upon the floor. It is disclosed that some of the girls have been confined to the cells during zero weather without heat in the cell and with only scant covering to keep them warm. Some of the girls formerly confined to the cells were fed on bread and milk, although it is disclosed that girls now confined are given two meals a day. It is disclosed that another form of punishment now practiced, is to compel girls to "stand in line" with their hands over their heads for many hours at a time, specific instances being disclosed of girls being compelled to stand in such position in the hallways of the cottages from eight o'clock in the evening until, in some instances as late as two o'clock in the morning, clad only in nightgowns and at times when such hallways were cold, this being a form of punishment meted out for giggling and other minor violation of rules. It is disclosed that some of the girls and inmates have been beaten with clubs, straps, pieces of hose, and in one instance with a two by four; that on several occasions girls have been tied up, whipped and beaten and in certain instances girls have been required to assist in either holding or tying other inmates in order that they could be licked or punished. It is disclosed that in several instances as a result of beating the girls were bruised and marked to such an extent that such bruises and marks were borne at the time they were discharged or paroled from the school. It has been disclosed to the committee that one girl who had been removed from the school during confinement attempted to take poison, rather than be compelled to return and in another instance a former matron employed at the school disclosed that one of the girls attempted to commit suicide by lying outside during the winter and freezing; we find there is apparently no bond of sympathy between the Superintendent and the inmates, that each inmate regardless of age, is considered and treated as a hardened criminal from the time of their admission to the school until discharged; that a homelike atmosphere does not in any way exist at the school and the girls in their treatment are continually reminded of their servitude and the fact that they are confined in a reformatory for doing wrong. It is quite apparent that the desire on the part of the officials in charge to administer punishment predominates over the desire and inclination to correct, train and educate.

6. While educational facilities and advantages are offered at the school, it is disclosed that the inmates are not classified as to ability and that they are not permitted to train for a vocation of their choice and that they seldom have an opportunity of learning or securing training in an occupation which would be useful and which would enable a girl upon her discharge or parole to earn her living except by the doing of ordinary domestic work. We find that several of the girls are attending the local high school and that these girls are bright, industrious students and are apparently making good. It is disclosed that only a small percentage of the girls paroled or discharged from the school are trained in any one occupation that would permit them to accept any responsible position except that of ordinary domestic duties.

7. It is disclosed that on several occasions since the establishment of the school that girls in a family way have been permitted to mingle with the other girls without restriction and it is disclosed that there is such a case now at the school with apparently no attempt to have the girl placed elsewhere or to prevent her in her present condition from coming daily in contact with the other inmates of the institution, a practice which in our opinion is not only deplorable, but absolutely detrimental to the other inmates, particularly those of younger years.

8. In relation to the operations of the institution it is disclosed that the superintendent assumes charge of the farming operations and the care of the livestock and while a foreman of the ranch is employed, he is at all times subject to the control, supervision and advice of the Superintendent.

It is disclosed that the farm does not produce sufficient feed with which to care for the small number of livestock at the institution, and that it is usually necessary to purchase from forty to fifty per cent of the feed required and used. It is disclosed, however, by the present farm foreman and by other persons, that under proper farming methods employed that the land can be made to produce all feed and produce needed and used at the institution and that it should produce, under proper methods, a surplus, at approximately the same cost of operation as is now expended. We find most of the buildings in a good state of repair. The root cellar, used as a storeroom is well constructed, but due to neglect and carelessness in not properly banking and not sufficient attention given to its condition, a greater percentage of the vegetables stored have been frozen, it being estimated that approximately two carloads of produce has been rendered fit only to feed the livestock, which is now being done. The institution maintains a poultry plant with a capacity for 1500 adult chickens, well constructed and well equipped. It now houses about nine hundred chickens with fifteen to twenty per cent production in eggs. Practically all feed required for the poultry with the exception of home grown oats is purchased. The plant is under direct charge of the Superintendent, but is supervised by a married man whose family lives in Helena. It is disclosed that the poultry plant is operated at a cost of approximately \$225.00 per month and is operated at a loss. It is disclosed that hogs eight to nine months old when butchered, dressed about one hundred pounds each and many of the hogs on the place at this time are a year old and will not weigh to exceed one hundred pounds each. According to the testimony given by the head farmer, not to exceed eight horses could do all the work required on the farm and that it is a useless expense to keep any horses in excess of that number. The sheep are well taken care of and apparently are a profit making investment for the institution.

9. It is disclosed from the engineer in charge that there have never been any fire drills conducted at the school, that the fire hydrants are not frequently tested and that the fire hose cart is stored behind obstacles under the gymnasium and in case of fire it would be difficult to reach the hose and fire fighting apparatus. We find the cottages are equipped with fire extinguishers. Four inch mains are provided with a pump for fire protection. It is disclosed that the State Fire Marshal has not made a late inspection of the fire fighting apparatus or the water condition at the institution, and it would appear that a serious fire hazard has been created and now exists at the institution through the neglect of State Officials charged with the duties of inspection and adequate equipment insisted upon.

10. It is disclosed that the per capita cost of maintaining the institution has greatly increased, which is explained by the Superintendent as being due to sickness, some capital repairs and other unavoidable expenses.

11. We find that the general health condition at the school is good and that the inmates at the present time are well fed with good, substantial and wholesome food.

In conclusion we would respectfully recommend:

1. That greater educational facilities be provided for the inmates, rather than forcing them to submit to strenuous outdoor employment entirely out of keeping with modern corrective methods.

2. We recommend that all girls at the school be classified according to age, adaptability and character and urge that discipline in accord with humane practices prevail and that corrective, rather than penal methods be employed and that steps be taken to encourage a spirit of honest confidence and optimism among the inmates, rather than one of fear and antagonism.

3. We recommend that the girls committed to this institution be trained in such womanly pursuits as will increase their efficiency and productivity in modern society after parole and discharge, rather than train-

ing them in the handling of stable forks, shovels and other farm tools utilized in connection with manual labor in the fields and barns.

4. We recommend that girls should not be held in the Vocational School after they reach the age of eighteen.

5. We recommend that the present Superintendent of the institution be replaced by some competent person who will install a proper course of education, of training and correction for the inmates of the institution and that this matter be given immediate consideration by the State Board of Education.

6. We recommend that the operation of the farm be divorced from the administration of the institution and that a suitable and experienced farmer and dairyman be employed to operate the farm and care for the livestock.

7. We recommend that such livestock as are not necessary for the use of the institution be disposed of; that the State Engineer be instructed to make a comprehensive survey of the land belonging to the institution with a view to constructing sufficient drainage facilities as will reclaim a greater portion of the land for cultivation purposes.

JOHNSON of Valley, Chairman,
LEAVITT of Custer,
BROWN of Cascade,
DARLINTON of Gallatin,
LOGAN of Yellowstone,
JONES of Phillips.

On motion of Johnson report adopted and committee discharged.

Mr. President and Mr. Speaker: We, your Joint Conference Committee on Roads and Highways, having had under consideration House Bill No. 94 introduced by Committee on Highways: "A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927, and also to amend Sections 2 and 3, Chapter 19 of the Laws of 1927; being Sections 2396.2 and 2396.3 respectively of the supplement to the Revised Codes of Montana, 1923-1927, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this State of selling, handling, or using gasoline, to pay to the State Treasurer certain license taxes for engaging in, and carrying on such business in this state; fixing the amount of such license taxes and providing a method for the assessment and collection thereof." House concurs in Senate amendments to House Bill No. 94.

COOPER,
HAGERTY,
DOWLIN,
For the Senate.
MOSS,
GEORGE,
FULSHER,
For the House.

Moved by Moss that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Flachsenhar, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nelstead,

Nicholson, O'Day, Parker, Pauly, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Tinsley. Total 1.

Absent and not voting: Bonine, Chapman, Dean, Fairgrieve, Freed, Green, Johnson, Lewis, Purnell, Reed, Sullivan, Thorburn, Waite, Moulton. Total 14.

Mr. President and Mr. Speaker: We, your Joint Conference Committee on Roads and Highways, having had under consideration House Bill No. 149, introduced by Johnson, Nelstead, Merritt and Fairgrieve: A Bill for an Act entitled: "An Act to amend Section one of Chapter 17, laws of the Twentieth Legislative Assembly, State of Montana, 1927, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled; and prescribing the procedure for obtaining refund or drawback." House concurs in Senate Amendments to House Bill No. 149.

COOPER,
HAGERTY,
DOWLIN,
For the Senate.

MOSS,
GEORGE,
FULSHER,
For the House.

Moved by Moss that report be adopted.

On roll call report adopted by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Anderson, Fairgrieve, Jones. Total 3.

Absent and not voting: Ballard, Barry, Chatham, Dean, Dunn, Flachsenhar, Johnson, Merritt, Thorburn. Total 9.

Mr. President and Mr. Speaker: We, your Joint Conference Committee on Roads and Highways having had under consideration House Bill No. 150, introduced by Johnson, Nelstead, Merritt and Fair-

grieve: A Bill for an Act entitled: "An Act to amend Section 13 of Chapter 19, Laws of Twentieth Legislative Assembly State of Montana, 1927, relating to the disposition of moneys received in payment of gasoline license taxes imposed under the provisions of said Act." Senate recedes from its amendments to House Bill 150.

Respectfully submitted,

COOPER,
HAGERTY,
DOWLIN,

For the Senate.

MOSS,
GEORGE,
FULSHER,

For the House.

Moved by Moss that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, Flachsenhar, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Murphy, Nagle, Nelson, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Leavitt, Reed, Tinsley, Waite. Total 4.

Absent and not voting: Ballard, Chatham, English (Silver Bow), Freed, Jameson, Johnson, Lillis, Merritt, Moulton, Nelstead, Sample, Thorburn. Total 12.

Mr. Speaker: We, your Special Committee appointed to assemble data covering the past two years of business transacted by the several Judicial Districts of the State which are affected by House Bill No. 74, beg leave to report the compilation of such additional data, and set up the year 1928 court business as per attached exhibit, and suggest that the exhibit be spread at length upon the Journal of the House.

Respectfully submitted,

SAMPLE,
MILLER (Fergus),
BESANCON,
DOUGHERTY,
ARNOLD (Stillwater).

1828 COURT BUSINESS—BASIC CASES IN PROPOSED DISTRICTS

	Proposed Dist.	No. Judges	Civil and Criminal Cases Filed	Probate Cases Filed	Total Basic Cases Filed	Other Matters Filed	No. Jury Trials	No. Days Court With Jury	Average Time Jury Trials	
Lewis and Clark and Broadwater	1	2	340	99	439	56	10	43	4-3/10	
Silver Bow	2	2	821	270	1091	262	39	76	1-9/10	+
Deer Lodge, Powell and Granite	3	1	194	135	329	56	27	60	2-2/10	+
Missoula, Lake, Mineral, Sanders, Ravalli	4	2	708	262	970	134	56	70	1-2/10	+
Beaverhead, Madison and Jefferson	5	1	224	109	333	88	14	53	3-7/10	+
Granite, Park, and Sweet Grass	6	1	445	136	581	100	19	39	2-0/10	+
Dawson, McCone, Richland, Wibaux	7	1	337	229	566	31	23	20	0-8/10	+
Cascade, Chouteau	8	2	975	364	1339	112	39	24	0-6/10	+
Teton, Pondera, Toole, Glacier	9	1	634	84	718	11	17	24	1-4/10	
Fergus, Judith Basin, Petroleum	10	1	568	106	674	50	27	60	2-2/10	+
Flathead, Lincoln	11	1	288	95	383	49	21	21	1-0/10	
Liberty, Hill, Blaine	12	1	641	118	759	38	10	14	1-4/10	
Yellowstone, Big Horn, Carbon										
Treasure, Stillwater	13	2	846	298	1144	191	19	45	2-3/10	+
Meagher, Wheatland, Golden Valley, Musselshell	14	1	301	66	367	60	29	43	1-4/10	
Roosevelt, Daniels, Sheridan	15	1	369	104	473	36	11	21	1-9/10	
Custer, Carter, Garfield, Fallon										
Powder River, Prairie, Rosebud	16	2	686	306	992	72	31	81	2-6/10	
Valley and Phillips	17	1	331	78	409	20	9	18	2-0/10	
	17	23	8708	2859	11567	1366	401	712	1-9/10	+

On motion by Sample report adopted.

Moved by Flachsenhar, seconded and carried, that House recess until 8:30 o'clock this evening.

EVENING SESSION

House resumed at 8:30 p. m.

Mr. Speaker in the chair.

Moved by Flachsenhar, seconded and carried, that House recess until 9:00 p. m.

House resumed at 9:00 p. m.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 270, 298, 144, 55, 277, 174, 17, 287, 194, 28, 126, 196, 73, 165, 315, Sub. H. B. 251, 252, 253, 254.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign the following House Bills, Nos. 270, 298, 144, 55, 277, 174, 17, 287, 194, 28, 126, 196, 73, 165, 315, Sub. H. B. No. 251, 252, 2553, 254, and thereupon signed same.

REPORTS OF SELECT COMMITTEES

The following report was received from the conference committee acting on H. B. No. 74:

To the President of the Senate and the Speaker of the House:

We, your joint conference committee, to whom was referred House Bill No. 74, "A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes of Montana of 1921, relating to judicial districts and number of judges therein," respectfully report that your committee has been unable to agree and ask to be discharged, and another committee appointed.

DOWLIN,
GOODMAN,
SMITH of Beaverhead,
For the Senate.

ARNOLD of Stillwater,
NELSON,
NAGLE,
For the House.

Moved by Arnold that report be adopted and there being no objections so ordered.

The Speaker appointed the following to act on H. B. No. 74: Sample of Dawson, Nelstead of Carter and Besancon of Missoula.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House bills were this day read three several times, concurred in, title and history agreed to, and bills are herewith returned to the House:

H. B. No. 248, by Goodwin; Sub. for H. B. No. 281, by Committee on Mines and Mining; H. B. No. 317, by Appropriations Committee; H. J. R. No. 6, by Flachsenhar and Jameson; H. B. No. 282, by Dellwo.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: H. B. No. 336, by Appropriations Committee: Recommend same be not concurred in; Committee on Finance and Claims: H. B. No. 345, by Appropriations Committee: Recommend same be not concurred in; Committee on Finance and Claims: Sub. H. B. No. 92, by Committee on Appropriations: Recommend same be not concurred in. Committee on Finance and Claims: H. B. No. 71, by Leavitt and Simpson: Recommend same be not concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that further communications from the Senate be considered read at length and Journal so show.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House amendments to Senate Bills No. 38 and 53.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body, that the Senate this day, on roll call, receded from its amendment to House Bill No. 150.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly seconded and carried, the President of the Senate this day appointed Conference Committees to act with a like committee from the House, for the consideration of Senate amendments to House Bills, as follows: H. B. No. 150: Senators Cooper, Hagerty and Dowlin. H. B. No. 149: Senators Cooper, Hagerty and Dowlin. H. B. No. 94: Senators Cooper, Hagerty and Dowlin.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly seconded and carried, the President of the Senate this day appointed Conference Committees to act with a like committee from the House, for the consideration of Senate amendments to House Bills, as follows:

H. B. No. 74: Senators Dowlin, Goodman, Smith (Beaverhead).

H. B. No. 101: Senators Sibbert, Stoutenberg, Survant.

H. B. No. 182: Senators Tower, Crawford, McQuitty.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, report adopted:

Committee on Judiciary: H. B. No. 324, by Ways and Means Committee: Recommend same for concurrence.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Sub. for H. B. No. 281 be concurred in.

That H. B. No. 296 be concurred in.

That H. B. No. 317 be concurred in.

That H. B. No. 319 be amended in Section 1 by striking out in Lines 15 and 16 the words and figures "\$7500.00" and inserting in lieu thereof the words and figures "\$6000.00". Also amend in Section 2 by striking out in Lines 15 and 16 the words and figures "\$7500.00" and inserting in lieu thereof the words and figures "\$6,000.00." And as amended, recommend that further consideration be passed for the time.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 324 be amended by striking out Section 7; also by striking out Section 8; also amend title by striking out the figures "1931" and inserting in lieu thereof the figures "1930"; also amend the bill by striking out Section 9; and that remaining sections be correctly numbered, and as so amended, recommend same be concurred in.

That H. B. No. 282 be concurred in.

That H. B. No. 319 be amended in Section 1 by striking out in Lines 15 and 16 the words and figures "\$6000.00" and by inserting in lieu thereof the words and figures "\$7500.00". Also amend in Section 2 by striking out in Lines 15 and 16 the words and figures "\$6000.00" and by inserting in lieu thereof the words and figures "\$7500.00", and as so amended, recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 296, by Committee on Revenue and Taxation, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend by striking out the amendment in Section 2, Line 29, which is as follows:

By striking out the words and figures "one eighth ($\frac{1}{8}$)" and inserting in lieu thereof the words and figures "one fourth ($\frac{1}{4}$)".

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. for House Bill No. 297, by Committee on Petroleum, Oil and Gas, was this day read three several times and concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments:

Amend by striking out the words "Railroad Commissioners" in Line 6 of Section 1, in Line 12 of Section 2, in Line 1 of Section 4, in Lines 1 and 13 of Section 8, in Lines 3, 12 and 16 of Section 12, in Line 8 of Section 13, in Line 4 of Section 14, in Lines 2, 8 and 16 of Section 12, in Line 8 of Section 13, in Line 4 of Section 14, in Lines 2, 8 and 16 of Section 17, and inserting in lieu thereof, at each of the places above mentioned, the word "Equalization," (the above references are to the printed bill). Also amend by striking out of the title the words "Railroad Commissioners" in each of the places where the said words appear and inserting in lieu thereof the

word "Equalization." Amend by striking out in Line 13 of Section 2, printed bill, the words "Five Thousand Dollars (\$5,000.00)" and inserting in lieu thereof, "Ten Thousand Dollars (\$10,000.00)".

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 319, by Appropriations Committee, was this day read three several times, concurred in as amended, and same is herewith transmitted to the House for concurrence in Senate amendments:

Amend in Section 1, printed bill, Line 23, by striking out the words and figures "\$11,000.00" and inserting in lieu thereof the words and figures "\$10,000.00." Amend in Section 2 by striking out in line 23 the words and figures \$11,000.00 and inserting in lieu thereof the words and figures "\$10,000.00."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 324 was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments: Amend by striking out Section 7; also by striking out Section 8; also amend title by striking out the figures "1931" and inserting in lieu thereof the figures "1930." Amend by striking out Section 9, and renumbering remaining sections correctly.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 219, by Logan, was this day read three several times, concurred in as amended, and bill is herewith transmitted to the House for concurrence in Senate amendments: Amend by striking out all of Section 7, engrossed bill.

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Moss in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House, having had under consideration Senate amendments to House Bills Nos. 219, 296, 297, 319, 324, recommend that

Senate amendments to H. B. No. 219, be concurred in.

Senate amendments to H. B. No. 296, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 297, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 319, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 324, be not concurred in and conference committee requested.

MOSS, Chairman.

On motion of Moss report adopted.

The Speaker appointed the following to act on conference committees:

To act on H. B. No. 319, Marshall, Brown (Gallatin) and Kinville.

To act on H. B. No. 296, Hodgskiss, Jameson and English (Deer Lodge).

To act on H. B. No. 297, Moulton, Jones and Tinsley.

To act on H. B. No. 324, Leavitt, Rigg and Nagle.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 219, introduced by George and Bonine, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Buck, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Merritt, Monaghan, Miller (Fergus), Moss, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Brown (Cascade), Chatham, Ekegren, Erickson, Hodgskiss, Johnson, Marshall, Metlen, Miller (Lincoln), Moulton, Reed, Roll, Rolph, Sample, Thorburn, Woodcock. Total 17.

Flachsenhar requested that Erickson be excused for the remainder of the session. There being no objections so ordered.

House reverted to Order of Business No. 3.

The following reports were received from conference committees:

Helena, Montana, March 7th, 1929.

President of the Senate and Speaker of the House:

We, your Conference Committee, appointed to consider Senate Amendments to House Bill No. 101, being A Bill for an Act entitled: "An Act to amend and re-enact Section 20 and Section 25 of Chapter 60 of the Session Laws of the State of Montana of 1927 relating to the leasing of State lands." Report as follows: That the House concurred in the Senate Amendments.

NELSTEAD,

BURRELL,

CHAPMAN,

House Conference Committee.

SIBBERT,

SURVANT,

STOUTENBURG,

Senate Conference Committee.

Moved by Nelstead that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Gordon, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Manning, Marshall, Metlen, Monaghan, Miller (Fergus), Moss, Nagle, Nelson, Nelstead Parker, Pauly, Purnell, Reed, Renwick, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Tinsley, Ueland, Waite, Warren, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Chatham. Total 1.

Absent and not voting: Brown (Cascade), Chapman, Clausen, Darlington, Hegren, Erickson, Green, Hodgskiss, Johnson, Lucas, Merritt, Minette, Miller (Lincoln), Moulton, Murphy, Nicholson, O'Day, Roll, Thorburn. Total 19.

To the President of the Senate and the Speaker of the House: We, your Joint Conference Committee, appointed to consider the Senate amendments to House Bill No. 182, introduced by Committee on Dairying, being a Bill for an act entitled. "An Act to regulate the dairy industry in the State of Montana and to govern the operation of creameries, milk, and cream buying and collecting stations, butter, cheese, and ice cream factories and all establishments producing, handling, or manufacturing dairy products; defining the terms used in this Act: designating the powers and duties of the department of agriculture, labor and industry in relation to the dairy industry and the enterprises regulated by this Act: governing the operation of the Babcock test and the sampling and inspection of dairy products, etc. Report and recommend as follows: That the House concur in Senate amendments to Section 4, page 4, line 7, adding thereto "for 30 days or more each year." The Senate recede from its amendment to Section 16, line 16, page 10, striking out all of line 16, and line 17, down to the end of the sentence and just before the word "an" at the end of line 17, inserting in lieu thereof the following: "500 gallons or less of product a year, \$5.00. Those producing more than 500 gallons but less than 10,000 gallons, \$20.00. That the House concur in Senate amendment to Section 20, page 12, line 14, striking out the "period" after the word "plant" and inserting in lieu thereof a "comma" and adding the following: "provided, however, that this clause does not apply to ice cream factories producing 1000 gallons or less per annum." That the House concur in Senate amendment to Section 21, line 17, page 13, striking out "One Hundred Dollars, (\$100.00)" after the word "than" and substituting "Ten Dollars, (\$10.00)" before the word "nor." That House Bill No. 182, be amended in Section 16, line 16, and line 17, by striking out all of line 16 and line 17 down to the end of the sentence ending with the words and figures "Twenty Dollars, (\$20.00)" and insert in lieu thereof the following: "1000 gallons or less of product a year, Five Dollars, (\$5.00). Those producing more than 1000 gallons and less than 10,000 gallons of product a year Twenty Dollars, (\$20.00)". And as so agreed upon we recommend that the report be adopted.

TOWER,
CRAWFORD,
McQUITTY,

For the Senate.

DOUGHERTY,
LARS ANGVICK,
MASON,

For the House.

Moved by Dougherty that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, Dunn, English (Deer Lodge), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Kinville, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Minette, Miller (Fergus), Moss, Murphy, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Ueland, Waite, Warren, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Cooney. Total 1.

Absent and not voting: Ballard, Brown (Cascade), Chatham, Clausen, Ekegren, English (Silver Bow), Erickson, Hodgskiss, Johnson, Jones, Metlen, Merritt, Monaghan, Miller (Lincoln), Moulton, Nagle, Nelson, Nicholson, Ryder, Sample, Thorburn, Tinsley, Willis. Total 23.

Moved by Flachsenhar, seconded and carried that House recess, subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 332, H. B. 198, H. B. No. 228, H. B. No. 190, Sub. H. B. 86, Sub. H. B. No. 199.

MERRITT, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 198, 190, 288, 332, Sub. H. B. 86 and Sub. H. B. No. 199, and thereupon signed same.

Moved by Flachsenhar, seconded and carried that House recess, subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on motion duly seconded and carried, requested the appointment of another conference committee for the consideration of Senate Amendments to H. B. No. 74, whereupon the President appointed Senators Kane, McCormick and Stewart.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on motion duly seconded and carried, requested the selection of conference committees to confer with like committees from the House, for the consideration of Senate Amendments to House Bills 319, 296, 297, and 324, whereupon the President appointed the

following Senate members: H. B. No. 319—Thein, Gilboe, Porter; H. B. No. 296—Ruffcorn, Holt, Bergstrom; H. B. 297—Larson, Richardson, Duncan; H. B. No. 324—Campbell (Missoula), Parkin, Church.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the Joint Conference Committee report on House Bill No. 182.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the Conference Committee report on House Bill No. 101.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: H. B. No. 333, by Appropriations Committee: Recommend same be amended in Section 1, Line 7, by striking out the words and figures "Nine Hundred Dollars (\$900.00)" and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars (\$450.00)," and as so amended, recommend bill for concurrence.

Committee on Finance and Claims: H. B. No. 327, by Appropriations Committee: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 329, by Appropriations Committee: Recommend same be not concurred in.

Committee on Finance and Claims: H. B. No. 325, by Appropriations Committee: Recommend same be concurred in.

Committee on Finance and Claims: H. B. No. 326, by Appropriations Committee: Recommend same be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that House recess, subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

March 7, 1929.

Mr. Speaker: We, your conference committee, to whom was referred H. B. No. 297, respectfully report that we were unable to agree and request that this committee be discharged and another committee appointed.

JONES,
MOULTON,
TINSLEY.

On motion of Jones, report adopted.

President of the Senate and Speaker of the House:

We, five of the six members, of your Joint Conference Committee on House Bill 74, being "An Act to amend Sections 8812 and 8813, Revised Codes of Montana 1921, relating to Judicial Districts and number of judges therein," beg leave to report as follows: That the Senate recedes from its amendment to Section 2, being the only amendment to said bill.

KANE,
STEWART,
For the Senate.

SAMPLE,
NELSTEAD,
BESANCON,
For the House.

Moved by Sample that report be adopted.

On roll call report adopted by the following vote:

Ayes: Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Dougherty, Dunn, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelson, Nelstead, Nicholson, Pauly, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Sample, Sheffer, Simpson, Steeves, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 79.

Noes: Chatham, Metlen, Reed, Shepard, Sullivan, Woodcock. Total 6.

Absent and not voting: Anderson, Doran, Erickson, Fulsher, Goodwin, Jergensen, Johnson, Kinville, Mason, Minette, Moss, Nagle, O'Day, Parker, Ryder, Salyerds, Warren. Total 17.

To the President of the Senate and Speaker of the House:

We, your joint conference committee, appointed to consider Senate amendments to House Bill No. 296, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business within this State of producing for sale, profit or use the commodity or substance known as "carbon black", to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," respectfully report as follows: That the House concur in the Senate amendments to said bill.

RUFFCORN,
HOLT,
BERGSTROM,
For the Senate.

JAMESON,
ENGLISH,
HODGSKISS,
For the House.

Moved by Jameson that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlin-

ton, Dean, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Johnson, Jones, Knight, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Cooney. Total 1.

Absent and not voting: Chatham, Doran, Dunn, English (Silver Bow), Erickson, Fulsher, Goodwin, Kinville, Mason, Minette, Moss, Parker, Ryder, Warren, Willis. Total 16.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Verification Clerk be directed to correct the title of House Bill No. 94, by striking out in line 13, the original bill the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization."

The Speaker appointed the following to act as a conference committee on H. B. No. 297: Sample of Dawson, Nelstead of Carter and Murphy of Deer Lodge.

Moved by Flachsenhar, seconded and carried, that House recess subject to the call of the Chair.

House resumed.

Mr. Speaker in the chair.

Mr. Speaker gave notice that he was about to sign Senate Bills Nos. 129, 38, 134, 53 and 52, and thereupon signed same.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 282, 149, 150, 219, 317, Sub. H. B. No. 281, H. J. R. No. 6.

MERRITT, Chairman.

The Speaker gave notice that he was about to sign House Bills Nos. 149, 150, 219, 282, 317, Sub. 281 and H. J. R. No. 6, and thereupon signed same.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Kane, was this day, on roll call, adopted:

"I move that the House Enrolling Clerk be instructed to correct the title of H. B. No. 94, by striking out in Line 13 of the title, the word "Treasurer" and inserting in lieu thereof the words "Board of Equalization."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee reports, and bills are herewith returned to the House:

H. B. No. 329, by Appropriations Committee.

H. B. No. 333, by Appropriations Committee.

H. B. No. 32, by Willard.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 325 be concurred in.

That H. B. No. 326 be concurred in.

That H. B. No. 327 be concurred in.

That H. B. No. 333 be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in, title and history agreed to, and same are herewith returned to the House:

H. B. No. 325, by Appropriations Committee.

H. B. No. 326, by Appropriations Committee.

H. B. No. 327, by Appropriations Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee:
Mr. Speaker and President of the Senate:

We, your joint conference committee, appointed to consider the Senate amendments to House Bill No. 319, introduced by Appropriations committee: A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the state departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931.. Report and recommend as follows: That the House concur in the Senate amendment.

THEIN,
GILBOE,
PORTER,

For the Senate.

MARSHALL,
BROWN of Gallatin,
KINVILLE,

For the House.

Moved by Marshall that report be adopted.

On roll call report adopted by the following vote:

Ayes: Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Dougherty, English (Silver Bow), Flachsenhar, Freed, Fulsher, Goodwin, Gordon, Green, Hagestad, Hodgskiss, Jensen, Jones, Kinville, Knight, Leavens, Lillis, Logan, Mason, Marshall, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Purnell, Reed, Renwick, Ross, Ryder, Sheffer, Simpson, Steeves, Sullivan, Waite, Woodcock, Mr. Speaker. Total 53.

Noes: Leavitt. Total 1.

Absent and not voting: Anderson, Arnold (Stillwater), Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Darlinton, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, George, Hanley, Henderson, Jameson, Jergensen, Johnson, Kruse, Lewis, Lucas, MacRae, Manning, Metlen, Merritt, Minette, Monaghan, Nicholson, O'Day, Parker, Pauly, Rigg, Roll, Rolph, Salyerds, Sample, Shepard, Thorburn, Tinsley, Ueland, Warren, Wickware, Willard, Willis, Wilson. Total 48.

MOTIONS AND RESOLUTIONS

The following resolution was introduced and read at length.

HOUSE RESOLUTION NO. 9

Introduced by Flachsenhar

BE IT RESOLVED, by the House of the Twenty-first Legislative Assembly, that the Sergeant-at-Arms of the House be directed to make a complete inventory of all furniture, typewriters, supplies and other equipment belonging to the State of Montana for the use of the Legislative Assembly and to cause all of said property to be checked in to the Custodian, who after giving his receipt therefor, shall cause the same other than furniture, to be stored in a room in the Capitol Building and locked, the House supplies being kept separate from the Senate property. The House furniture shall remain in the House Assembly Hall, Office and Committee Rooms and shall not be removed therefrom, the inventory to describe the furniture in each room or hall of the House. Copies of such inventory shall be filed with the State Purchasing Agent, Custodian, Sergeant-at-Arms and Chief Clerk of the House.

FLACHSENHAR,

On motion of Flachsenhar resolution adopted.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was this day introduced, read first time by title and second time at length and referred to committee:

H. B. 349, by Appropriations Committee: A Bill for an Act entitled: "An Act Appropriating money for the two years beginning July 1, 1929, and ending June 30, 1931, for the payment of refunds or drawbacks under the provisions of House Bill No. 149 of the Twenty-First Legislative Assembly of the State of Montana, relating to refunds of License taxes paid by dealers in gasoline." Committee on Appropriations.

There being no objections House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on appropriations, having had under consideration House Bill No. 349: A Bill for an Act entitled: "An Act appropriating money for the two years beginning July 1, 1929, and ending June 30, 1931, for the payment of refunds or drawbacks under the provisions of House Bill No. 149 of the Twenty-first Legislative Assembly of the State of Montana, relating to refunds of license taxes paid by dealers in gasoline, respectfully recommend that the same do pass.

REED, Chairman.

On motion of Reed report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 349, be reported correctly printed and placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders, under rules of previous sitting.

Mr. Leavitt in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, H. B. No. 349: Respectfully report as follows: That House Bill, No. 349 do pass.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried that H. B. No. 349 be reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS

H. B. No. 349, introduced by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Benjamin, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dougherty, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Henderson, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Mason, Marshall, Metlen, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Wickware, Willard, Willis, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Angvick, Chatham, Dunn, Ekegren, English (Deer Lodge), Erickson, Goodwin, Hanley, Hodgskiss, Johnson, Knight, Lucas, Manning, Merritt, Minette, Monaghan, Nicholson, O'Day, Pauly, Ross, Ryder, Salyerds, Warren. Total 23.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 313 was this day read three several times, title and history agreed to, amended and as amended transmitted to House for concurrence in Senate amendments.

Senate Committee on Finance and Claims Amendment to H. B. No. 313:

Amend Section 1 by striking out all of Lines 11, 12 and 13, original bill.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 330 was this day read three several times, title and history agreed to and is herewith transmitted to the House for concurrence in Senate amendments.

Senate Committee on Finance and Claims Amendment to H. B. No. 330:

Amend by striking out in Line 21, original bill, the words and figures "Three Hundred Fifty Dollars.....\$350.00" and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars\$450."

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 335 was this day read three several times, title agreed to as amended and is herewith transmitted to House for concurrence in Senate amendments.

Senate Committee on Finance and Claims Amendment to H. B. No. 335:

Amend Section 2, by striking out, beginning at the end of line 18, original bill, the words and figures "Ten Thousand Dollars (\$10,000.00)" and inserting in lieu thereof the words and figures "Five Thousand Dollars (\$5,000.00)." Also

Senate Committee of the Whole amendment to H. B. No. 335:

Amend in Section 1 by striking out in line 6 of the printed bill the word ten and the figure ten and inserting in lieu thereof the word five and the figure five.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day adopted the Conference Committee report on Senate Amendments to H. B. No. 297, wherein the Committee reported that they did not agree and asked that they be discharged.

Respectfully, J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day requested the appointment of a new conference committee to confer with a like committee from the House for consideration of Senate Amendments to House Bill No. 297, whereupon the President appointed the following Senators: Survant, Walker, Kennedy.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that the balance of the Senate communications be considered read at length and Journal so show.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 347 be concurred in.

That H. B. No. 348 be concurred in.

That H. B. No. 337 be concurred in.

That H. B. No. 339 be concurred in.

That H. B. No. 310 be concurred in.

That H. B. No. 328 be concurred in.

That H. B. No. 322 be concurred in.

That H. B. No. 335 be amended in Section 1 by striking out in Line 6 of the printed bill the word "Ten" and the figure "10" and inserting in lieu thereof the word "Five" and the figure "5", and as so amended recommend same be concurred in.

That H. B. No. 330 be concurred in.

That H. B. No. 313 be concurred in.

That consideration of H. B. No. 314 be passed for the time.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day killed on adverse Committee reports, and bills are herewith returned to the House.

H. B. No. 338, by Appropriations Committee.

H. B. No. 311, by Appropriations Committee.

H. B. No. 331, by Appropriations Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows: reports adopted:

COMMITTEE ON FINANCE AND CLAIMS

H. B. No. 331 Recommend same be not concurred in.

H. B. No. 328 Recommend same be concurred in.

H. B. No. 311 Recommend same be not concurred in.

H. B. No. 314 Recommend same be amended in Section 1, original bill, by striking out in Line 21 the word "and" and all the words and figures in Lines 22 and 23, and inserting in lieu thereof the words and figures "Six Thousand Dollars\$6000.00," and as so amended, recommend bill be concurred in.

H. B. No. 310 Recommend same be concurred in.

H. B. No. 334 Recommend same be not concurred in.

H. B. No. 313 Recommend same be amended in Section 1 by striking out all of Lines 11, 12 and 13, original bill, and as so amended, recommend same be concurred in.

H. B. No. 339 Recommend same be concurred in.

H. B. No. 337 Recommend same be concurred in.

H. B. No. 348 Recommend same be concurred in.

H. B. No. 330 Recommend same be amended by striking out in Line 21, original bill, the words and figures "Three Hundred Fifty Dollars.....\$350.00" and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars.....\$450.00," and as so amended, recommend same be concurred in.

H. B. No. 347 Recommend same be concurred in.

H. B. No. 338 Recommend same be not concurred in.

H. B. No. 335 Recommend same be amended in Section 2 by striking out, beginning at the end of Line 18 of the original bill, the words and figures "Ten Thousand Dollars (\$10,000.00)" and inserting in lieu thereof the words and figures, "Five Thousand Dollars (\$5,000.00)", and as so amended, recommend same be concurred in.

H. B. No. 332 Recommend same be amended as per the attached, and as so amended, be concurred in.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in, title and history agreed to and bills are herewith transmitted to the House.

H. B. No. 347, by Appropriations Committee.

H. B. No. 328, by Appropriations Committee.

H. B. No. 310, by Appropriations Committee.

H. B. No. 339, by Appropriations Committee.

H. B. No. 337, by Appropriations Committee.

H. B. No. 348, by Appropriations Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, adopted the Conference Committee report on Senate Amendments to House Bill No. 74.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the joint Conference Committee report on House Bill No. 319.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the joint Conference Committee report on Senate Amendments to H. B. No. 296.

Respectfully,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as previous sitting.

Mr. Brown (Gallatin) in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate amendments to H. B. No. 313, 330, 335, 322 recommend that:

Senate amendments to H. B. No. 313, be concurred in.

Senate amendments to H. B. No. 330, be concurred in.

Senate amendments to H. B. No. 335, be concurred in.

Senate amendments to H. B. No. 322, be concurred in and conference committee requested.

BROWN (Gallatin), Chairman.

On motion of Brown report adopted.

The Speaker appointed the following to act as a conference committee on H. B. No. 322: Leavitt of Custer, Johnson of Valley and Tinsley of Madison.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 313, introduced by Committee on Appropriations, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Manning, Marshall, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sheffer, Shepard, Simpson, Sullivan, Thorburn, Tinsley, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Buck, Chatham, Cooney, Dean, Dunn, English (Deer Lodge), Erickson, Goodwin, Green,

Hagestad, Hanley, Jameson, Knight, Lucas, MacRae, Mason, Metlen, Monaghan, Moss, Nicholson, O'Day, Pauly, Sample, Steeves, Waite, Warren, Woodcock. Total 29.

Senate amendments to H. B. No. 330, introduced by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Dellwo, Darlinton, Doran, Dougherty, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Gordon, Henderson, Hodgskiss, Jergensen, Johnson, Jones, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Manning, Merritt, Minette, Monaghan, Miller (Fergus), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Thorburn, Ueland, Waite, Wickware, Willard, Willis, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Chatham, Cooney, Curran, Dean, Dunn, Ekegren, English (Deer Lodge), Erickson, Fulsher, George, Goodwin, Green, Hagestad, Hanley, Jameson, Jensen, Kinville, Knight, Lucas, MacRae, Mason, Marshall, Metlen, Miller (Lincoln), Moss, Nicholson, Pauly, Ross, Simpson, Steeves, Tinsley, Warren, Wilson, Woodcock. Total 36.

Senate amendments to H. B. No. 335, introduced by Appropriations Committee, having been read three several times were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Rosebud), Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Curran, Darlinton, Dean, Dellwo, Doran, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Hanley, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kinville, Kruse, Leavens, Lewis, Lillis, Logan, Mason, Manning, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Purnell, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Steeves, Sullivan, Thorburn, Ueland, Waite, Wickware, Willard, Willis, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Benjamin, Chatham, Cooney, Dunn, Erickson, Goodwin, Green, Hagestad, Johnson, Knight, Leavitt, Lucas, MacRae, Marshall, Metlen, Merritt, Moss, Nicholson, Pauly, Reed, Simpson, Tinsley, Warren, Wilson, Woodcock. Total 25.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. 328-296-74-325-319-326-101-327-94-348-347-310-313-339-337-335-182.

MERRITT, Chairman.

The Speaker gave notice that he was about to sign House Bills Nos. 182, 335, 337, 339, 313, 310, 347, 348, 94, 327, 101, 326, 319, 325, 74, 296 and 328 and thereupon signed same.

COMMUNICATIONS AND PETITIONS

The following communication was received and read:

"According to an announcement carried by the Associated Press from Washington to The Montana Record-Herald, President Hoover has appointed former Governor Joseph M. Dixon, of Montana, Assistant Secretary of the Interior. E. C. Finney, present Assistant Secretary of the Interior, is to become Solicitor of the Department."

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Kane was this day adopted by the Senate:

"To the President of the Senate and Speaker of the House of the Twenty-first Legislative Assembly:

AMENDMENT TO JOINT RULE NO. 25

I move that Joint Rule No. 25, of the Rules of the Twenty-first Legislative Assembly as adopted, be amended by striking out all of said Rule No. 25, and inserting the following in lieu thereof:

APPROPRIATION BILLS CONSIDERED BY JOINT COMMITTEE:

There shall be appointed during the first week of each regular session of the Legislative Assembly a committee to be known as The Joint Appropriations Committee. Said committee shall consist of five members of the House of Representatives, appointed by the Speaker, and five members of the Senate, appointed according to the rules of the Senate. This committee shall elect one of its members chairman and another member vice-chairman. All bills for the appropriation of money for the government of the state, and all departments thereof, and for the maintenance of the various state institutions shall be referred to this committee. Said committee shall hold such hearings and make such investigations respecting each and every appropriation bill as it shall deem necessary, and shall report its recommendations upon each and every bill not later than the fortieth day of the session."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills No. 193 by Johnson was this day killed on adverse Committee report, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 334, by Appropriations Committee, was this day killed on adverse Committee report, report adopted, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.
Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 321 be amended in Section 1, printed bill, by striking out in Line 56 the words and figures, "\$10,800.00" and inserting the words and figures "\$11,700.00". And by striking out in Lines 57 and 58 the words and figures "\$9,900.00" and inserting in words and figures "\$10,800.00." And by striking out in Line 61 the words and figures "\$13,000.00" and inserting the words and figures "\$14,000.00". And by striking out in Line 52 the words and figures "\$37,380.00" and inserting the words and figures "\$39,180.00."

Amend in Section 2, printed bill, by striking out in Line 51 the words and figures "\$10,800.00" and inserting the words and figures "\$11,700.00." And by striking out in Lines 52 and 53, the words and figures "\$9,900.00" and inserting the words and figures "\$10,800.00." And by striking out in Line 57 the words and figures "\$13,000.00" and inserting the words and figures "\$14,000.00." And by striking out in Line 48 the words and figures "\$37,380.00" and inserting the words and figures, "\$39,180.00." And as so amended, recommend same be concurred in.

That H. B. No. 323 be concurred in.

That H. B. No. 344 be concurred in.

That H. B. No. 320 be concurred in.

That H. B. No. 318 be concurred in.

That H. B. No. 316 be concurred in.

That H. B. No. 340 be concurred in.

That H. B. No. 314 be concurred in.

That H. B. No. 342 be concurred in.

That H. B. No. 343 be amended in Section 1 by striking out Lines 45 to 53 inclusive; also in Section 2 by striking out Lines 45 to 53 inclusive; and as so amended, recommend same be concurred in. (Printed bill),

That H. B. No. 349 be concurred in.

That H. B. No. 341 be concurred in.

That S. J. R. No. 4, do pass.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Chief Clerk of the House be instructed to send a congratulatory telegram to Ex-Governor Dixon on behalf of the House, and one of appreciation to President Hoover.

There being no objection, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee:

To the President of the Senate and the Speaker of the House: We, your Joint Conference Committee of the Senate and House, having had under consideration Substitute for House Bill No. 297, being a Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such com-

modities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufactures, dealers, and distributors the right to adopt and register a trade name and forbidding infringements thereof; recognizing and clothing the Board of Railroad Commissioners of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violation of this Act; and investing the Board of Railroad Commissioners of the State of Montana with the enforcement and administration thereof; and repealing Chapter 109, Legislative Session Laws, 1927," beg leave to report that your Committee is unable to agree and request that another Conference Committee be appointed and this Committee discharged.

KENNEDY,
SURVANT,
WALKER,
Senate Committee.

SAMPLE,
NELSTEAD,
MURPHY,
House Committee.

On motion of Sample report adopted.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee:
To the President of the Senate and the Speaker of the House:

We, your Conference Committee, to whom was referred House Bill No. 322 being a Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the State's institutions for the period beginning July 1, 1929, and ending June 30, 1931," respectfully report:

That we were unable to agree and request that this Committee be discharged and another Conference Committee appointed.

WUERTHNER,
COWAN,
CHURCH,
Senate Committee.

LEAVITT,
JOHNSON,
TINSLEY,
House Committee.

On motion of Leavitt report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 4, by Kane, introduced by unanimous consent, was this day read three several times and passed, title and history agreed to, and is herewith transmitted to the House for concurrence.

Respectfully,
J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 349 by Appropriations Committee, was this day read three several times, concurred in, title and history agreed to, and bill is herewith returned to the House.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day requested the appointment of a Conference Committee to confer with a like committee from the House for the consideration of Senate amendments to H. B. No. 322, whereupon the President of the Senate appointed the following Senators: Wuerthner, Cowan, Church,

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times, concurred in as amended (amendments attached), title and history agreed to, and bills are herewith returned to the House for concurrence in Senate amendments:

- H. B. No. 314, by Appropriations Committee.
- H. B. No. 316, by Appropriations Committee.
- H. B. No. 318, by Appropriations Committee.
- H. B. No. 320, by Appropriations Committee.
- H. B. No. 321, by Appropriations Committee.
- H. B. No. 323, by Appropriations Committee.
- H. B. No. 340, by Appropriations Committee.
- H. B. No. 341, by Appropriations Committee.
- H. B. No. 342, by Appropriations Committee.
- H. B. No. 343, by Appropriations Committee.
- H. B. No. 344, by Appropriations Committee.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

The following resolutions were received and read at length:

HOUSE RESOLUTION NO. 10

Introduced by Flachsenhar

Whereas, word has been received that President Herbert Hoover has appointed the Honorable Jos. M. Dixon as Assistant Secretary of the Department of Interior of the United States;

Now, Therefore, Be It Resolved by the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana in regular session, that we extend our hearty congratulations and best wishes to the said Jos. M. Dixon, and that a copy of this Resolution, signed by the Speaker of the House and attested by the Clerk, be spread at length in

the House Journal, reported in the daily proceedings, and sent to the Honorable Jos. M. Dixon.

W. R. FLACHSENHAR,
R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

On motion of Flachsenhar, seconded, and carried, resolution adopted.

HOUSE RESOLUTION NO. 11

Introduced by Flachsenhar

Whereas, We have just been advised that the Honorable Jos. M. Dixon of Missoula, Montana, has been appointed Assistant Secretary of the Department of the Interior of the United States of America;

Now, Therefore, Be It Resolved by the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, in regular session convened, that we do commend his Excellency, Herbert Hoover, President of the United States, for this recognition of one of Montana's foremost citizens; and

Be It Further Resolved that a copy of this Resolution, signed by the Speaker of the House, duly attested by the Clerk, be spread at length on the House Journal, reported in the daily proceedings, and a copy thereof sent to the President at Washington, D. C.

W. R. FLACHSENHAR,
R. C. BRICKER, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

On motion of Flachsenhar, seconded and carried, resolution adopted.

The Speaker announced the appointment of the following Informal Conference Committee: Leavitt of Custer; Flachsenhar of Prairie; Reed of Broadwater; Johnson of Valley; Jameson of Yellowstone; Nagle of Lewis and Clark; Dellwo of Lake; Besancon of Missoula and Tinsley of Madison.

On motion of Flachsenhar, duly seconded and carried, House recessed subject to the call of the Chair.

House resumed.

Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

The following report was received from the Employment Committee: On motion of Johnson, seconded and carried, report considered read at length and Journal so show.

Helena, Montana, March, 7, 1929.

Mr. Speaker: Be It Resolved, by the Twenty-first Legislative Assembly, that the payment of as many extra days' pay as necessary be authorized to employees hereinafter mentioned, to be effective at the close of the session of the Twenty-first Assembly:

Foster, Elizabeth, Court Reporter, \$10.00 per day.

Faust, H. J., Chief Clerk, \$10.00 per day.

Whitcomb, H. S., Sergeant-at-Arms, \$10.00 per day.

Garrigus, W. B., 1st Asst. Sergeant, \$8.00 per day.

McFatridge, L. V., 3rd, Asst. Sergeant, \$8.00 per day.

Geiser, J. E., Asst. Chief Clerk, \$8.00 per day.

Cooke, E. L., Asst. Chief Clerk, \$8.00 per day.

Houglan, Maud, Journal Clerk, \$8.00 per day.

Moore, Margaret, Billing Clerk, \$8.00 per day.

Brown, Neil C., Reading Clerk, \$6.00 per day.

Dittmer, Beulah, E., Enrolling Clerk, \$8.00 per day.
Benson, Ruth, Secy. to Chief Clerk, \$6.00 per day.
Knowles, A. D., Asst. Bill Clerk, \$5.00 per day.
Packer, Amanda, Verification Clerk, \$6.00 per day.
Drake, Elizabeth, Proof Reader, \$5.00 per day.
Moon, Katherine J. C., Asst. Tel. Opr., \$5.00 per day.
Sloan, Esther, Stenographer, \$5.00 per day.
Stephens, Elmo, Proof Reader, \$5.00 per day.
Olson, Gladys, Stenographer, \$5.00 per day.
Milligan, Mimi, Stenographer, \$5.00 per day.
Milligan, Irene, Stenographer, \$5.00 per day.
Dudeck, Helen, Clerk to Sergeant, \$5.00 per day.
Heikkila, Alfred E., Mailing Clerk, \$5.00 per day.
Lanway, Reid, Asst. Enrolling Clerk, \$6.00 per day.
Tovey, Albert, Head Janitor, \$5.00 per day.
Mercer, John T., Watchman, \$5.00 per day.
McDonald, John, Page, \$4.00 per day.
Rice, Lauren A., Page, \$4.00 per day.
McLaughlin, Harold, Page, \$4.00 per day.
Dougherty, Clifford, Page, \$4.00 per day.
Erb, Amy Ann, Stenographer, \$5.00 per day.
Peters, Marian F., Telephone Operator, \$5.00 per day.
O'Neil, Letha, Clerk of Jud. Comm., \$6.00 per day.
Redding, George, Elev. Operator, \$5.00 per day.
Barrett, A. J., Elev. Operator, \$5.00 per day.
Angle, Alma, Asst. Postmistress, \$2.50 per day.
Schwallier, Joseph, Janitor, \$5.00 per day.
Sande, Chas., E., Speaker's Page, \$4.00 per day.
Lehman, Max G., Watchman, \$5.00 per day.
Dawson, Robert, Janitor, \$5.00 per day.
Lewis, Thelma, Asst. Journal Clerk, \$6.00 per day.
Park, Perry H., Doorkeeper, \$5.00 per day.
Moe, Grace, Speaker's Steno., \$6.00 per day.
Gelsing, George, Janitor, \$5.00 per day.
Wood, R. C., Proof Reader, \$5.00 per day.
Smith, Genevieve, Stenographer, \$5.00 per day.
Kuntz, Krystyn, Stenographer, \$5.00 per day.
Kilborn, John, Janitor, \$5.00 per day.
Mooney, Tom, Doorkeeper, \$5.00 per day.
Lempkie, A. J., Doorkeeper, \$5.00 per day.
Pierce, W. B., Proof Reader, \$5.00 per day.
Sullivan, Marabeth, Typist, \$5.00 per day.
Dahlstrom, Aina, Stenographer, \$5.00 per day.
Pruner, Edith, Stenographer, \$5.00 per day.
Dineen, Thelma, Stenographer, \$5.00 per day.
Henry DeLaney, Engrossing Clerk, \$8.00 per day.

Resolved, that the Chief Clerk of the House be authorized to certify such payroll to the State Auditor for payment from the appropriation for incidental expense of the House of Representatives, Twenty-first Assembly.

JOHNSON, Vice-Chairman,
Employment Committee.

Moved by Johnson, seconded and carried, that report be adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into a Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting.

Mr. Leavitt in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration, Senate amendments to H. B. No. 314, 316, 318, 320, 321, 323, 340, 341, 342, 343, 344, recommend that Senate amendments to H. Bills Nos. 314, 316, 318, 320, 321, 323, 340, 341, 342, 343, 344, be not concurred in, and one conference committee be appointed for said bills.

LEAVITT, Chairman.

On motion of Leavitt report adopted.

The Speaker appointed the following to act as a conference committee to consider House Bills Nos. 314, 316, 318, 320, 321, 340, 341, 342, 343, 344: Leavitt of Custer, Johnson of Valley and Nagle of Lewis and Clark.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Conference Committee appointed to consider H. Bills Nos. 314, 316, 318, 320, 321, 323, 340, 341, 342, 343, 344, also be appointed to consider H. Bills Nos. 322 and 297.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 330, 349, 110.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 330, 349 and 110, and thereupon signed same.

REPORT OF SELECT COMMITTEE

The following report was received from a conference committee to whom was referred House Bill No. 324:

March 7, 1929.

To the President of the Senate and the Speaker of the House:

We, your conference committee to whom was referred House Bill No. 324: A Bill for an Act entitled: "An Act to provide for the support of the government of Montana for the years 1929 and 1931," respectfully report that we were unable to agree, and request that this committee be discharged, and another committee appointed.

CAMPBELL,
E. J. PARKIN,
CHURCH,
For the Senate.
LEAVITT,
NAGLE,
RIGG,
For the House.

On motion of Flachsenhar, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Speaker appoint the same Conference Committee, Leavitt, Johnson and Nagle, to confer on H. B. No. 324, to whom had been referred H. Bills Nos. 314, 316, 318, 320, 321, 323, 340, 341, 342, 343, 344, 322, 297, and that all bills be considered together by the one committee.

Flachsenhar announced that Representative from Granite County had just received word of the death of his mother. On motion of Flachsenhar, the Speaker appointed the following committee to prepare an appropriate resolution on behalf of the House; Pauly of Powell, Brown of Gallatin, and Dellwo of Lake.

Moved by Flachsenhar, seconded and carried, that the House recess, subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following Senate Joint Resolution was received and read at length and referred to committee:

SENATE JOINT RESOLUTION NO. 4.

Introduced by Kane.

BE IT RESOLVED, by the Senate of the Twenty-first Legislative Assembly, the House concurring, that the State Board of Examiners are requested, in the interest of expedition and economy to prepare and have ready for introduction, on the first Monday of January of each year when the Legislative Assembly shall convene in regular session, all bills, properly itemized, for the appropriation of money for the Government of the State, and all departments thereof, and for the maintenance of the various state institutions; Also all bills for the appropriation of money to pay deficiency claims, accompanied by the recommendations of the State Board of Examiners, respecting the same. Referred to Committee on State Boards and Officers.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that H. B. No. 248 be recalled from the Enrolling Committee and placed on General Orders.

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as the previous sitting.

Mr. Leavens in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole House having had under consideration Senate amendments to H. B. No. 248, recommend that Senate Amendments to H. B. No. 248, be concurred in.

LEAVENS, Chairman.

On motion of Leavens report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 248, introduced by Goodwin, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Arnold (Stillwater), Besancon, Bonine, Bretzke, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Curran, Darlinton,

Dean, Doran, Dougherty, Dunn, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Henderson, Hodgskiss, Jameson, Jensen, Jergensen, Jones, Kruse, Leavens, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Metlen, Merritt, Miller (Fergus), Miller (Lincoln), Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Simpson, Ueland, Waite, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 70.

Noes: Goodwin, Mason, Monaghan, Sullivan. Total 4.

Absent and not voting: Angvick, Arnold (Rosebud), Ballard, Barry, Benjamin, Brown (Cascade), Buck, Chatham, Cooney, Dellwo, Ekegren, English (Deer Lodge), Erickson, George, Hanley, Johnson, Kinville, Knight, Leavitt, Minette, Moss, Moulton, Nagle, Steeves, Thorburn, Tinsley, Warren, Woodcock. Total 28.

There being no objections House reverted to order of business No. 6.

MOTIONS AND RESOLUTIONS

The following resolution was received and read at length:

RESOLUTION OF CONDOLENCE

WHEREAS, it has come to the knowledge of the Twenty-First Legislative Assembly that the beloved Mother of the Honorable M. R. Henderson, Member of the House from Granite County, was taken in death yesterday.

WHEREAS, God, in His infinite wisdom and who doth all things for the best, has seen fit to take from this earthly scene the Mother of our esteemed co-worker.

AND WHEREAS, the loss of a Mother, perhaps more than any other bereavement, always brings with it a sorrow which presses hard upon the hearts of men.

NOW THEREFORE, BE IT RESOLVED, that the House of Representatives of the Twenty-First Assembly of the State of Montana extends to M. R. Henderson of Granite County, and to his family and his friends, its sincere sympathy and condolence, and

BE IT FURTHER RESOLVED, that a copy of these resolutions, signed by the Speaker of the House, be spread upon the Journal of the House and that a copy be sent to the Honorable M. R. Henderson. Pauly, Brown of Gallatin, Dellwo.

R. C. BRICKER,
Speaker of the House.

ATTEST:

H. J. Faust, Chief Clerk of the House.

On motion of Pauly report adopted.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

REPORTS OF SELECT COMMITTEE

The following report was received from a conference committee and read:

March 7, 1929.

To the President of the Senate and the Speaker of the House:

We, your joint conference committee to whom was referred Senate Amendments to House Bills No. 297, 314, 316, 318, 320, 321, 322, 323, 324,

340, 341, 342, 343, and 344, respectfully report that we have been unable to reach an agreement and request that we be discharged and another conference committee appointed.

KANE,
DUNCAN,
CAMPBELL,

For the Senate.

LEAVITT,
JOHNSON,
NAGLE,

For the House.

On motion of Leavitt report adopted.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that conference committee on Senate amendments to House Bills pending be appointed by the Speaker and like committees requested from the Senate on the following bills:

H. B. No. 324, one conference committee.

H. B. No. 316, one conference committee.

H. Bills Nos. 340, 342 and 343, one conference committee.

H. B. No. 341, one conference committee.

H. B. Nos. 320 and 321, one conference committee.

H. B. No. 314 and 322, one conference committee.

H. B. No. 323, one conference committee.

H. Bills Nos. 318 and 344, one conference committee.

The Speaker announced appointment of conference committees to confer on Senate amendments to House Bills as follows:

H. B. No. 324, Green of Dawson, Ryder of Roosevelt, Fulsher of Mineral.

H. B. No. 316, Miller of Fergus, Fairgrieve of Carbon, Besancon of Missoula.

H. Bills Nos. 320-321, Bretzke of Valley, Waite of Powder River, Brown of Cascade.

H. B. No. 322, Nelstead of Carter, Pauly of Powell, Murphy of Deer Lodge.

H. B. No. 323, Leavens of Yellowstone, Darlinton of Gallatin, Doran of Silver Bow.

H. Bills Nos. 340, 342, 343, Budas of Carbon, Brown of Gallatin, Bonine of Hill.

H. B. No. 341, Jameson of Yellowstone, Marshall of Missoula, Dellwo of Lake.

H. Bills Nos. 318-344, Hodgskiss of Teton, Ross of Blaine and Mason of Lewis and Clark.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills, correctly enrolled: H. B. No. 248.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 248 and thereupon signed same.

Moved by Flachsenhar, that one conference committee be appointed and a like one by the Senate requested to act on H. B. No. 297. Seconded and carried.

The Speaker appointed the following to confer with a like committee from the Senate on Senate amendments to H. B. No. 297: Arnold of Stillwater, Salyerds of Fergus and Barry of Silver Bow.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate: Moved by Flachsenhar, seconded and carried, that the messages from the Senate be considered read at length and the Journal so show.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that in conformance with the request of the House, the President of the Senate this day appointed the following Senators to act as a Conference Committee with a like committee from the House, for the consideration of Senate amendments to House Bills 314, 316, 318, 320, 321, 323, 340, 341, 342, 343 and 344: Senators Kane, Campbell (Missoula) and Duncan.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President this day, in conformity with the request of the House, appointed the following Senators to act as a Conference Committee with a like committee from the House for the consideration of Senate amendments to House Bills 297 and 322: Senators Kane, Campbell (Missoula) and Duncan.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, the President of the Senate this day appointed the following Senators to act as a conference committee, with a like committee from the House, for the consideration of H. B. No. 324: Kane, Campbell (Missoula) and Duncan.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that House recess subject to the call of the Chair.

House resumed.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following message was received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that in reply to the request of the House for the appointment of Committees to consider more than one Bill, Senator Kane moved that it be the sense of the Senate that each Bill be considered separately by a Conference Committee, motion duly seconded and carried, whereupon the President appointed the following Senators:

H. B. No. 324: Senators Mears, Smith (Beaverhead), Taylor.

H. B. No. 316: Senators Kane, Parkin and Sparling.

H. B. No. 323: Senators Cowan, Ruffcorn and Plank.

H. B. No. 341: Senators Dowlin, Stewart and Duncan.

H. B. No. 297: Senators Gilboe, McCormick and Donovan.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, that the House reconsider its action relative to conference committees on the following bills: 314, 318, 320, 321, 322, 340, 342, 343, and 344. Motion seconded by Besancon and carried.

Moved by Flachsenhar, duly seconded, that the Speaker appoint separate conference committees and request like conference committees on the following bills: 314, 318, 320, 321, 322, 340, 342, 343, and 344.

The Speaker appointed conference committees to confer on Senate amendments to House Bills as follows:

H. B. No. 314, Johnson of Valley, Wilson of Lewis and Clark, Cooney of Silver Bow.

H. B. No. 318, Hodgskiss of Teton, Ross of Blaine, Mason of Lewis and Clark.

H. B. No. 320, Bretzke of Valley, Ueland of Sheridan, Brown of Cascade.

H. B. No. 321, Dunn of Gallatin, Renwick of Yellowstone, Minette of Glacier.

H. B. No. 322, Nelstead of Carter, Pauly of Powell, Murphy of Deer Lodge.

H. B. No. 340, Budas of Carbon, Brown of Gallatin, Bonine of Hill.

H. B. No. 342, Sample of Dawson, Willard of Missoula, Nicholson of Sweet Grass.

H. B. No. 343, Moss of Flathead, Logan of Yellowstone, Gordon of Chouteau.

H. B. No. 344, Nelson of Phillips, Kruse of Garfield, O'Day of Cascade.

There being no objection House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:
To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee of the Senate and House, having had under consideration Substitute for House Bill No. 297, being a Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life, and originating in points outside the State of Montana and shipped therein; permitting manufacturers, dealers, and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Railroad Commissioners of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof, fixing penalties for the enforcement of this Act; fixing penalties for the violation of this Act; and

investing the Board of Railroad Commissioners of the State of Montana with the enforcement and administration thereof; and repealing Chapter 109, Legislative Session Laws, 1927," beg leave to report that your Committee is unable to agree and ask that this Committee be discharged.

GILBOE,
McCORMICK,
DONOVAN,
Senate Committee.

ARNOLD of Stillwater,
SALYERDS,
BARRY,
House Committee.

Moved by Arnold that Report be adopted. Seconded and carried.

Requested by Flachsenhar that House be on Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that further action on Sub. for H. B. No. 297, be indefinitely postponed.

There being no objection House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee: To the President of the Senate and the Speaker of the House of Representatives:

We, your Joint Conference Committee, to whom was referred House Bill No. 324, respectfully report and recommend as follows:

That the House concur in all Senate amendments.

MEARS,
TAYLOR,
SMITH of Beaverhead,
For the Senate.

FULSHER,
RYDER,
GREEN,
For the House.

Moved by Ryder that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Barry, Besancon, Bretzke, Bonine, Brown (Cascade), Buck, Budas, Burrell, Chapman, Chat-ham, Clausen, Curran, Darlington, Dean, Doran, Dunn, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kruse, Leavens, Leavitt, Lewis, Lucas, Mason, Manning, Metlen, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 76.

Noes: Lillis, Logan. Total 2.

Absent and not voting: Arnold (Rosebud), Ballard, Benjamin, Brown (Gallatin), Cooney, Dellwo, Dougherty, Ekegren, English (Deer Lodge), Erickson, Goodwin, Jameson, Kinville, Knight, MacRae, Marshall, Moss, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 24.

On request, Arnold (Stillwater), was excused on account of illness.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the chair.

COMMUNICATIONS AND PETITIONS

The following communication was received and read:

To the Honorable Speaker and Members of the 21st Legislative Assembly:

I wish at this time to thank you for your very kind resolution of condolence. It is true that the loss of a person's mother brings with it much sorrow but the fact that I have been among good friends helps to relieve the sting somewhat, and I want you to know that I appreciate your kindness.

M. R. HENDERSON.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, Montana, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly seconded and carried, the President this day, in conformity with the request of the House appointed the following Senators to act as Conference Committees for the consideration of Senate amendments to the following House Bills:

H. B. No. 341: Senators Johnson, Thien and Hagerty.

H. B. No. 318: Senators Staggs, McQuitty and Harris.

H. B. No. 320: Senators Shelver, Church and Higbie.

H. B. No. 322: Senators Campbell (Missoula), Survant and Donovan.

H. B. No. 321: Senators Cooper, Tower and Goodman.

H. B. No. 340: Senators Keeley, Holton and Garber.

H. B. No. 342: Senators Wuerthner, Kennedy and McCleary.

H. B. No. 343: Senators Larson, Crawford and Walker.

H. B. No. 344: Senators Eaton, Stoutenburg and Bergstrom.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Mears, duly seconded and carried, the Joint Conference Committee report on Senate Amendments to H. B. No. 324, was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Gilboe, duly seconded and carried, the Joint Conference Committee report on Senate amendments to Sub. for H. B. No. 297, was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

March 7, 1929.

Mr. President and Mr. Speaker: We, your Joint Conference Committee having had under consideration the Senate amendments to House Bill No. 316 introduced by the Appropriations Committee, being a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931." beg leave to report and recommend as follows:

In Section 1, Line 8 and 9 of the Printed Bill, strike out the House words and figures \$16,500 and Senate words and figures \$10,000.00 and substitute in lieu thereof words and figures \$13,200.00.

Further, the House concurs in Senate amendments in lines 13 to 22 inclusive, the House concurs in Senate amendment in lines 35 and 36 on Page 2 of the printed bill and 36½, strike out words "Dr. Cogswell and insert in lieu thereof "State Board of Health," amend lines 42 and 43 of printed bill by striking out the words and figures \$1,450.00 and the words and figures \$1,160.00.

Further amend Section 2, Line 8 and 9 of the printed bill, strike out the House words and figures \$16,500.00 and Senate words and figures \$10,000.00 and substitute in lieu thereof the words and figures \$13,200.00.

Further the House concurs in Senate amendments in lines 13 to 22 inclusive, the House concurs in Senate amendment in lines 35 and 36 on page 2 of the printed bill and in 36½, strike out words "Dr. Cogswell" and insert in lieu thereof "State Board of Health," amend lines 42 and 43 of printed bill by striking out the words and figures \$1450.00 and the words and figures of the Senate amendment \$700.00 and inserting in lieu thereof the words and figures \$1,160.00.

And further amend the Senate amendment to Section 3 by inserting after the word "Items" in said amendment the words "in the same Department."

We recommend that it be concurred in as so amended.

Explanation to report re Sen. Amendments to H. B. No. 316 (See page 14, Book 2).

EXPLANATION: In line 9 of the printed bill, the amount is raised in Senate amendment from \$10,000 to \$13,200.00.

In line 43 of the printed bill, the amount is raised in Senate amendment from \$700 to \$1160.00.

In lines 8 and 9, page 2 of the printed bill, the Senate amendment is raised from \$10,000 to \$13,200.00.

In lines 42 and 43 of page 3, Senate amendment is raised from \$700.00 to \$1160.00.

For the Senate: Kane, Sparling, Parkin; For the House: Miller of Fergus, Fairgrieve, Besancon.

Moved by Miller (Fergus), that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Dean, Dellwo, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Nicholson, O'Day, Parker, Purnell, Reed, Rigg, Rolph, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Budas, Darlington, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Goodwin, Hodgskiss, Jameson, Knight, Leavens, Lucas, Mason, Minette, Murphy, Pauly, Renwick, Ross, Nelstead, Ryder, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 33.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the House authorize the House Verification Clerk to correct the title of H. B. No. 314 by striking out after the comma after the word "Insane" in said title, the following:

"Living quarters for the attending physicians" to conform with the conference report amending said bill which struck from said bill lines 6, 7 and 8 of the printed bill eliminating the same from the Act."

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee: To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate amendments to House Bill No. 314, being a bill for an act entitled: "An Act appropriating money for the purpose of constructing, furnishing and equipping a house for the criminal insane, living quarters for the attending physicians and an addition to the heating plant at the Montana State Hospital for the Insane." Respectfully report and recommend as follows:

That the House concur in Senate amendment striking out lines 6, 7, and 8 of the printed bill.

2. That the Senate recede from its amendment to lines 12, 13 and 14 of the printed bill and insert in lieu thereof the following amendment: By striking out all of line 12 of the printed bill after the word "insane," and all of lines 13 and 14, and inserting after the word "insane" the words and figures: "Eight Thousand Dollars (\$8,000.00)."

That the foregoing report provides that the provision "To construct a building for the purpose of providing quarters for the attending physicians at said hospital, the sum of Eighteen Thousand One Hundred Thirty-seven Dollars (\$18,137.00)" be stricken from the bill.

That the House provision for the equipping and furnishing of the house for the criminal insane for which the amount of \$11,313.00 was appropriated, and which was amended by the Senate to read "Six Thousand Dollars (\$6,000.00)" has now been further amended to read "Eight Thousand Dollars (\$8,000.00)." And as so amended, that the Senate and House concur in House Bill No. 314.

For the Senate: Johnson, Thien, Hagerty; For the House: Johnson, Wilson, Cooney.

Johnson moved that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Burrell, Chapman, Clausen, Cooney, Curran, Dean, Dellwo, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, MacRae, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, O'Day, Parker, Purnell, Reed, Rigg, Roll, Rolph, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Budas, Chatham, Darlinton, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Goodwin, Hodgskiss, Jameson, Knight, Leavens, Lucas, Mason, Minette, Murphy, Nelstead, Nicholson, Pauly, Renwick, Ross, Ryder, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 35.

Mr. President and Mr. Speaker: We, your Joint Conference Committee, having had under consideration Senate amendments to House Bill No. 343, A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the railroad commission and ex-officio departments thereof, report as follows: That the Committee is unable to agree and asks that it be discharged and a new committee appointed.

For the Senate: Larson, Crawford, Walker; For the House: Moss, Logan, Gordon.

Moved by Moss that report be adopted. The Speaker appointed the following to act on Senate amendments to H. B. No. 343: Jones of Phillips, Burrell of Fallon, Ballard of Silver Bow.

Flachsenhar requested the House be on Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the Speaker appoint a committee to prepare a suitable resolution on behalf of the House on the death of former Governor Toole. The Speaker thereupon named the following to act on the committee: Dellwo of Lake, Besancon of Missoula and Sheffer of Treasure.

Moved by Hanley that the House reconsider its action on Sub. H. B. No. 297. Moved by Moss, seconded, that the motion of Hanley be laid on the table and roll call requested.

On roll call the substitute motion was carried by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Bonine, Bretzke, Brown (Gallatin), Burrell, Clausen, Cooney, Curran, Dean, Dellwo, Doran, Fairgrieve, Flachsenhar, Fulsher, George, Green, Hagstad, Hanley, Henderson, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Manning, Marshall, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Nagle, Nelson, Parker, Purnell, Reed, Rigg, Roll, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Wilson. Total 56.

Noes: Besancon, Chatham, English (Silver Bow), Gordon, Jensen, Jergensen, Metlen, Nicholson, O'Day, Rolph, Willis. Total 11.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Cascade), Buck, Budas, Chapman, Darlington, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Freed, Goodwin, Hodgskiss, Jameson, Knight, Leavens, Mason, Minette, Murphy, Nelstead, Pauly, Renwick, Ross, Ryder, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock, Mr. Speaker. Total 35.

Moved by Flachsenhar, seconded and carried, that House recess subject to the Call of the Chair.

House resumed.

Mr. Speaker in the Chair.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. President of the Senate and Mr. Speaker of the House:

We, your Conference Committee from the House and the Senate having had under consideration House Bill No. 340, "A Bill for an Act entitled: An Act appropriating money for the use and benefit of the State Board of Equalization in carrying out the provisions of law relating to the collection of gasoline license taxes and rebates thereof," beg leave to recommend that House concur in all the Senate amendments.

For the Senate: Keeley, Garber, Holton; For the House: Budas, Brown (Gallatin), Bonine. Moved by Budas that report be adopted. Report adopted on roll call by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Besancon, Bonine, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, English (Silver Bow), Fairgrieve, Freed, Flachsenhar, George, Gordon, Green, Hagstad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, MacRae, Marshall, Metlen, Monaghan, Miller (Lincoln), Moss, Nagle, Nelson, O'Day, Purnell, Rigg, Roll, Rolph, Ryder, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 56.

Noes: Reed, Sample. Total 2.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bretzke, Brown (Cascade), Buck, Chatham, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fulsher, Goodwin, Hodgskiss, Knight, Lucas, Mason, Manning, Merritt, Minette, Miller (Fergus), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Renwick, Ross, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Woodcock. Total 44.

Helena, Montana, March 7, 1929.

To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, to whom was referred House Bill No. 341, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the six units of the University of Montana, for the regional summer school at Miles City, and for students railroad fare refund for the period beginning July 1, 1929, and ending June 30, 1931," beg leave to report that we have been unable to agree and request that we be discharged and that another Conference Committee be appointed. Dowlin, Stewart, and Duncan for the Senate. Jameson, Marshall and Dellwo for the House. Moved by Jameson that report be adopted.

The Speaker appointed the following to act on a conference committee jointly with the Senate on Senate amendments to H. B. No. 341: Leavitt, of Custer, Lillis, of Yellowstone, Besancon, of Missoula.

President of the Senate, Speaker of the House:

We, your joint conference committee appointed to confer on House Bill No. 342 being an act appropriating money for the operation and maintenance of the Vocational School for girls for the period beginning July 29, 1929 and ending July 30, 1931, beg leave to report as follows, that the House concurs in Senate Amendments. Sample, Willard, Nicholson, for the House. Wuerthner, Kennedy and McCleary for the Senate.

Explanation to report re Senate amendments to H. B. No. 342 (See page 16, Book 2).

EXPLANATION: Senate amendments to H. B. No. 342, changed the printed bill in Section 1, line 10, from 6,000 to 4,500; Section 2 in line 10, from 6,000 to 4,500, and amends Section 3 by striking out after the word "provided" in line 4, all of the printed bill and inserting in lieu thereof the following:

The Board of Examiners of the State of Montana is hereby authorized and empowered to transfer amounts or parts of amounts herein appropriated in any one item to supplement amounts appropriated for other items, provided the aggregate amount of appropriation is neither increased nor decreased. Sample.

Moved by Sample that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Besancon, Bonine, Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jensen, Jergensen, Johnson, Jones, Kinville, Leavitt, Lewis, Lillis, Logan, MacRae, Marshall, Kruse, Metlen, Monaghan, Moss, Nagle, Nelson, O'Day, Purnell, Reed, Rigg, Roll, Rolph, Ross, Ryder, Sample, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Bretzke, Brown (Cascade), Buck, Chatham, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fulsher, Goodwin, Jameson, Knight, Leavens, Lucas, Mason, Manning, Merritt, Minette, Miller (Fergus), Miller (Lincoln), Moulton, Murphy, Nelstead, Nicholson, Parker, Pauly, Renwick, Salyerds, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Ueland, Waite, Warren, Woodcock. Total 45.

Helena, Montana, March 7, 1929.

To the President of the Senate and the Speaker of the House of Representatives:

We, your Joint Conference Committee, to whom was referred Senate Amendments to House Bill No. 344, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the Department of agriculture, labor and industry, and for the Montana State Fair for the period beginning July 1, 1929, and ending June 30, 1931," respectfully report and recommend as follows:

That Section 1 be amended by striking out in lines 9 and 10 printed bill, after the word "office" the following: "to be paid from the fees and earnings of the Grain Grading Division," and inserting in lieu thereof the following: "from the General Fund."

That the Senate recede from Senate Amendment in line 20.

That the Senate recede from Senate Amendment in line 25.

That the Senate recede from Senate Amendment in line 30.

That the Senate recede from Senate Amendment in line 35.

That Section 1 be amended by inserting in line 39, printed bill, after the word "labor" the words "real estate"; in line 40 by inserting after the word "labor" the words "real estate."

That Section 1 be amended by striking out in lines 41 and 42 the words and figures, "Twelve Thousand Dollars (\$12,000.00)" and inserting the words and figures, "Eight Thousand Seven Hundred Dollars, (\$8,700.00)," and add line 42½ to read as follows: "In addition thereto there is hereby appropriated all fees and earnings of the Real Estate Division for the use of the labor, real estate and publicity division."

That Senate Amendments striking all of lines 43, 44, 45 and 46, be concurred in.

That Senate Amendments in lines 61, 62, 65 and 66 be concurred in.

That Section 2 be amended by striking out in line 10, printed bill, after the word "office" to and including the word "Division" in line 11, and inserting in lieu thereof the following: "from the General Fund."

That the Senate recede from Senate Amendment in line 21.

That the Senate recede from Senate Amendment in line 26.

That the Senate recede from Senate Amendment in line 31.

That the Senate recede from Senate Amendment in line 36.

That Section 2 be further amended by inserting in line 30, printed bill after the word "labor" the words "real estate"; in line 31 by inserting after the word "labor" the words "real estate."

That Section 2 be further amended by striking out in line 32 the words and figures "Twelve Thousand Dollars, (\$12,000.00)" and inserting the words and figures, "Eighty-seven Hundred Dollars, (\$8700.00)" and add line 32½ to read as follows: "In addition thereto there is hereby appropriated all fees and earnings of the Real Estate Division for the use of the Labor, Real Estate and Publicity Division."

That Senate Amendments striking all of lines 33, 34, 35, and 36, be concurred in.

That Senate Amendments in lines 41, 42, 45 and 46 be concurred in.

That the Senate recede from Senate Amendments to Section 1, line 68, and Section 2, line 48, printed bill.

That the Senate amendment to Section 3 be amended by inserting after the word "items" the following words: "in each division," and as so amended, the Senate amendment be concurred in.

Respectfully,

EATON,
STOUTENBURG,
BERGSTROM,
For the Senate.

NELSON,
O'DAY,
KRUSE,
For the House.

Moved by Nelson that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Budas, Burrell, Chapman, Clausen, Cooney, Darlinton, Dean, English (Silver Bow), Flachsenhar, George, Gordon, Green, Hagstad, Hanley, Henderson, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavitt, Lewis, Lillis, Logan, MacRae, Marshall, Metlen, Monaghan, Miller (Lincoln), Moss, Murphy, Nagle, Nelson, O'Day, Parker, Pauly, Purnell, Reed, Rigg, Roll, Rolph, Ryder, Salyerds, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 59.

Noes: Fairgrieve. Total 1.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Chatham, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Freed, Fulsher, Goodwin, Hodgskiss, Jameson, Knight, Leavens, Lucas, Mason, Manning, Merritt, Minette, Miller (Fergus), Moulton, Nelstead, Nicholson, Renwick, Ross, Sample, Sheffer, Shepard, Simpson, Steeves, Sullivan, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 42.

Moved by Flachsenhar, seconded and carried, that House recess subject to call of the Chair.

House resumed.

Mr. Speaker in the Chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Larson, duly seconded and carried, the report of the Joint Conference Committee stating that they could not agree and asking that they be discharged from further consideration of Senate Amendments to H. B. No. 343, was this day adopted.

Upon motion of Senator Kane, duly seconded and carried, the President appointed the following Senators to act with a like Committee from the House for consideration of Senate Amendments to H. B. No. 343: Senators McCormick, Bergstrom and Stewart.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar, seconded and carried, that messages from the Senate be considered read at length and Journal so show.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Dowlin, duly seconded and carried, the

Senate this day adopted the report of the Joint Conference Committee, on Senate Amendments to H. B. No. 341, whereupon the President appointed Senators Shelver, Stoutenberg and Duncan to act with a like committee from the House for the consideration of Senate Amendments to said House Bill.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Keeley, duly seconded and carried, the report of the Joint Conference Committee, to consider Senate Amendments to H. B. No. 340 was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon motion of Senator Wuerthner, duly seconded and carried, the report of the Joint Conference Committee to consider Senate Amendments to H. B. No. 342, was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon roll call, the report of the Joint Conference Committee appointed to consider Senate Amendments to H. B. No. 314, was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon roll call, the report of the Joint Conference Committee appointed to consider Senate Amendments to H. B. 344 was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon roll call, the report of the Joint Conference Committee appointed to consider Senate Amendments to H. B. No. 316 was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your committee on State Boards and Officers, having had under consideration, Senate Joint Resolution No. 4 being, Be it Resolved by the Senate of the Twenty-first Legislative Assembly the House concurring, that the State Board of Examiners are requested, in the interest

of expedition and economy to prepare and have ready for introduction, on the first Monday of January of Each year when the Legislative Assembly shall convene in regular session, all bills, properly itemized, for the appropriation of money for the government of the state, and all departments thereof, and for the maintenance of the various state institutions; also all bills for the appropriation of money to pay deficiency claims, accompanied by the recommendations of the State Board of Examiners respecting the same. That Senate Joint Resolution No. 4 be not concurred in.

JONES, Chairman.

On motion of Jones report adopted.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:
To Mr. Speaker of the House and Mr. President of the Senate:

We, your conference committee, appointed to confer on Senate Amendments to House Bill No. 343, being a bill for an act entitled: "An Act appropriating money for the operation and maintenance of the railroad commission and ex-officio departments thereunder for the period beginning July 1, 1929, and ending June 30, 1931, beg leave to report that we have been unable to agree and request that we be discharged and another committee appointed. McCormick, Stewart, Bergstrom for the Senate; Jones, Ballard, Burrell for the House.

On motion of Jones report adopted.

The Speaker appointed Moulton of Fergus, Nelson of Phillips and Kinville of Silver Bow to act jointly on conference committee to consider H. B. No. 343.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar that the House authorize the House Verification Clerk to correct Section 1 of H. B. 323 lines 65 and 66, the words and figures to read: "Forty Eight Hundred Dollars (\$4800.00)" instead of Fifty Eight Hundred and Forty Dollars (\$5840.00)" to conform with the conference report amendment of said bill in line 61. In Section 2 to correct line 57 and 58 the words and figures to read: "Forty Eight Hundred Dollars instead of Fifty Eight Hundred and Forty Dollars." To conform with the conference report amendment of said bill in line 53. Seconded and carried.

REPORT OF SELECT COMMITTEE

The following report was received from a conference committee:
To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate amendments to House Bill No. 323 being a bill for an act entitled: "An Act to Appropriate Money for the Operation and Maintenance of Certain of the State Offices of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931," beg leave to report and recommend as follows:

That the Senate recede from its amendments in Section 1 in lines 34, 38 and 39 of the printed bill.

That the Senate further recede from its amendment in line 54 the words and figures "Thirteen Thousand Three Hundred Thirty Dollars (\$13,330.00)" and inserting in lieu thereof the words and figures "Fourteen Thousand Seven Hundred Thirty Dollars (\$14,730.00)."

That the Senate further recede from its amendment in line 57 the words and figures "Six Thousand Seven Hundred Thirty Dollars (\$6,730.00)" and inserting in lieu thereof the words and figures "Eight Thousand One Hundred Thirty Dollars (\$8,130.00)."

That the Senate further recede from its amendment in line 61 the words and figures "Nine Thousand Five Hundred Seventy-Six Dollars (\$9,576.00)" and inserting in lieu thereof the words and figures "Nine Thousand Six Hundred Dollars (\$9,600.00)."

That the Senate further recede from its amendment in line 68 the words and figures "Thirty-six Hundred Dollars (\$3600.00)" and inserting in lieu thereof the words and figures "Thirty-seven Hundred Dollars (\$3700.00)."

In Section 2 in lines 34 and 39, that the Senate recede from its amendments.

That the Senate recede from its amendment in line 53 the words and figures "Nine Thousand Five Hundred Seventy-six Dollars (\$9,576.00)" and inserting in lieu thereof the words and figures "Nine Thousand Six Hundred Dollars."

That the Senate further recede from its amendment in line 60 the words and figures "Thirty-six Hundred Dollars" and inserting in lieu thereof the words and figures "Thirty-seven Hundred Dollars (\$3700.00)."

That the House agree to concur in all other Senate amendments to said bill.

These conclusions were arrived at after conference with the heads of the different State departments by your Joint Conference Committee. Cowan, Ruffcorn, Plank, Senate. Leavens, Darlington, Doran, House.

On motion of Leavens report adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Bonine, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dunn, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jensen, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bretzke, Dougherty, Dean, Ekegren, English (Deer Lodge), Erickson, Goodwin, Hodgskiss, Knight, Lillis, Minette, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 22.

Helena, Montana, March 7, 1929.

To the President of the Senate and the Speaker of the House of Representatives:

We, your Joint Conference Committee, to whom was referred House Bill No. 318 respectfully report: That we do not agree and ask that a new Conference Committee be appointed. Staggs, Harris, McQuitty, for the Senate. Hodgskiss, Ross, Mason, for the House.

On motion of Hodgskiss report adopted.

The Speaker appointed Miller of Fergus, Clausen of Park and Metlen of Beaverhead to act jointly on conference committee to consider H. B. No. 318.

Moved by Flachsenhar, seconded and carried, that House recess subject to call of the Chair.

House resumed.

Mr. Speaker in the Chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee appointed to consider Senate amendments to House Bill No. 318 reported that they were unable to agree and ask to be discharged. Thereupon the President of the Senate appointed the following Senators to act with a like committee from the House to consider said amendments: Senators Wuerthner, Sibbert and Plank.

Respectfully,

J. F. CONE,
Secretary of the Senate.

March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee appointed to consider Senate Amendments to House Bill 343 reported that they were unable to agree and ask to be discharged. Thereupon the President of the Senate appointed the following Senators to act with a like committee from the House to consider said amendments: Senators Kennedy, Smith (Beaverhead) and Hagerty.

Respectfully,

J. F. CONE,
Secretary of the Senate.

March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon roll call the report of the Joint Conference Committee to consider Senate amendments to House Bill 323 was this day adopted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:
To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate amendments to House Bill No. 341 being a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of the six units of the University of Montana, for the Regional Summer School at Miles City and for students railroad fare refunded for the period beginning July 1, 1929, and ending June 30, 1931," beg leave to report and recommend as follows:

That the Senate recede from its amendments in line eight of the printed bill, and inserting in lieu thereof, the words and figures "Three Hundred Sixty-five Thousand Dollars (\$365,000.00)."

That the Senate recedes from its amendments in line nine of the printed bill and inserting in lieu thereof, "for repairs, Eleven Thousand Five Hundred Dollars (\$11,500.00)."

That the House concur in Senate amendments in lines ten, eleven, twelve and thirteen of the printed bill.

That the Senate recedes from its amendments in lines sixteen and seventeen of the printed bill and inserting in lieu thereof the words and figures, "Two Hundred Fifteen Thousand Dollars (\$215,000.00)."

That the Senate recedes from its amendments in lines eighteen, nineteen, twenty- twenty-one, twenty-two and twenty-five of the printed bill, and inserting in lieu thereof, "for repairs, Seventeen Thousand Nine Hundred Eighty Dollars (\$17,980.00)."

That the House concurs in Senate amendments in lines twenty-three, twenty-four, twenty-six and twenty-seven of the printed bill.

That the Senate recedes from its amendments in lines twenty-nine and thirty of the printed bill, and inserting in lieu thereof the words and figures, "Seventy-seven Thousand Dollars (\$77,000.00)."

That the Senate recedes from its amendments in lines thirty-one, thirty-two and thirty-three, and inserting in lieu thereof, "for repairs, Four Thousand Two Hundred Fifty Dollars (\$4,250.00)."

That between lines thirty-three and thirty-four of the printed bill, there be inserted the following amendment in words and figures as follows: "All benefits derived from public lands set aside for Normal School purposes shall be expended for the State Normal School at Dillon, Montana."

That the Senate recede from its amendments in line thirty-five and one-half of the printed bill, and inserting in lieu thereof the words and figures, "Fifty-nine Thousand Dollars (\$59,000.00)."

That the House concur in Senate amendment in lines thirty-seven and thirty-eight of the printed bill.

That the Senate recede from its amendment in line forty of the printed bill and inserting in lieu thereof, the words and figures, "Five Thousand Dollars (\$5,000.00)."

That the Senate recede from its amendment in line seven of Section two of the printed bill and inserting in lieu thereof, the words and figures "Seventy-eight Thousand Dollars (\$78,000.00)."

That the Senate recedes from its amendment in line eleven of the printed bill and inserting in lieu thereof the words and figures "Thirty-eight Thousand Dollars (\$38,000.00)."

That the House concurs in Senate amendment in line fourteen of Section 2 of the printed bill.

That the Senate recedes from its amendments in line five of Section three of the printed bill.

That the Senate recedes from its amendments in line seven of Section four of the printed bill, and inserting in lieu thereof the words and figures "Three Hundred Sixty-Five Thousand Dollars (\$365,000.00)."

That the Senate recedes from its amendments in lines ten, and eleven in Section four of the printed bill, and inserting in lieu thereof the words and figures "Two Hundred Fifteen Thousand Dollars (\$215,000.00)."

That the Senate recedes from its amendments in line fourteen of Section four of the printed bill and inserting in lieu thereof the words and figures "Seventy-seven Thousand Dollars (\$77,000.00)."

Add between lines fourteen and fifteen an amendment No. 14½ as follows: "All benefits derived from public lands set aside for normal school purposes shall be expended for the State Normal College at Dillon, Montana."

The Senate recedes from its amendment in line Seventeen of Section Seven of the printed bill and inserting in lieu thereof the words and figures Fifty-nine Thousand Dollars (\$59,000.00)."

That the Senate recedes from its amendment in line nineteen of Section four of the printed bill and inserting in lieu thereof the words and figures Five Thousand Dollars (\$5,000.00)."

That the Senate recedes from its amendment in line seven of Section five of the printed bill and inserting in lieu thereof the words and figures "Seventy-eight Thousand Dollars (\$78,000.00)."

That the Senate recedes from its amendment in line eleven of Section five of the printed bill and inserting in lieu thereof the words and figures "Forty-seven Thousand Dollars (\$47,000.00)."

That the House concurs in Senate amendment in line fourteen of Section five of the printed bill.

That the Senate recedes from its amendments in line six of Section Six of the printed bill.

That the Senate recedes from its amendment to Section 8.

These conclusions were arrived at, and amendments made after conference with State Officials of the different State Departments and persons interested in the various institutions by Joint Conference Committee, and it being deemed that these amendments are for the best interest of the various institutions to enable them to function for the coming biennium. Harry M. Shelver, M. M. Duncan, Christian F. Gilboe, Senate. Leavitt, Lillis, Besancon, House.

Moved by Leavitt that report be adopted.

On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Curran, Darlington, Dean, Dellwo, English (Silver Bow), Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Johnson, Jones, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merriitt, Monaghan, Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Rigg, Roll, Ross, Rolph, Ryder, Salyerds, Sample, Sheffer, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Clausen, Doran, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, Fairgrieve, George, Goodwin, Hodgskiss, Jensen, Kinville, Knight, Kruse, Metlen, Minette, Miller (Fergus), Nelson, Reed, Shepard, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 30.

President of the Senate and Speaker of the House:

We, your joint conference committee on House Bill No. 322 introduced by Appropriations committee being, "An Act to Appropriate Funds for the Operation and Maintenance of Certain of the State's Institutions for the Period beginning July 1, 1929, and ending June 30, 1931," respectfully report as follows: The House concedes to all Senate amendments excepting as follows:

Senate recedes from the Senate amendment in line 65 of Section 1 of the printed bill by striking out the words and figures \$136,300.00 and inserting in lieu thereof the words and figures \$153,150.00.

That Senate recedes from Senate amendment in lines 71 and 72 of Section 1 of the printed bill by striking out the words and figures \$51,430.00 and inserting in lieu thereof the words and figures \$60,130.00.

That Senate recedes from Senate amendment in line 66 of Section 2 of the printed bill by striking out the words and figures \$136,300.00 and inserting in lieu thereof the words and figures \$153,150.00.

The Senate recedes from Senate amendment in lines 72 and 73 of the printed bill by striking out the words and figures \$51,430.00 and inserting in lieu thereof the words and figures \$60,130.00.

The House concurs to Senate amendment, "The Board of Examiners of the State of Montana is hereby authorized and empowered to transfer amounts or parts of amounts herein appropriated in any one item to supplement amounts appropriated for other items, providing the aggregate amount of the appropriation is neither increased or decreased," by adding after the word "items" in the 4th line of the amendment the following, "in each institution" and striking out the period after the word "decreased" and adding the following, "and provided further that the money herein appropriated for the purchase of additional land for the Industrial School shall not be used for any other purpose."

By striking out line 32 of the original bill the following words and figures "(55) For new buildings, Forty Thousand Dollars (\$40,000.00)."

Respectfully submitted,

For the Senate
CAMPBELL,
SURVANT,
DONOVAN.

For the House
NELSTEAD,
MURPHY,
PAULY.

Explanation to report re Senate amendments to H. B. No. 322 (See page 22, Book 2).

EXPLANATION: H. B. No. 322. Introduced by Appropriations Committee: "An Act to appropriate funds for the operation and maintenance of certain of the State's Institutions for the period beginning July 1, 1929, and ending June 30, 1921."

STATE PRISON:

For operating expenses, reduced by the Senate amendment from \$90,670.00 to \$74,670.00, concurred to by the House.

INDUSTRIAL SCHOOL:

For operating expenses, reduced by the Senate amendment from \$20,-636.00 to \$15,158.00, concurred to by the House. The Senate amendment providing for \$11,000.00 for the purchase of additional land for the State Industrial School concurred to with the following amendment: "Provided that the money herein appropriated for the purchase of additional land for the Industrial School shall not be used for any other purpose."

TUBERCULOSIS SANITARIUM:

Senate amendment reduced item for salaries from \$60,400.00, to \$54,-360.00. For Capital, Repairs and Replacements, \$5,000.00 to \$4,500.00. For other operating expenses, \$5,600.00 to \$5,040.00 concurred to by the House.

ORPHANS' HOME:

Senate amendment reduced item for salaries from \$40,140.00 to \$36,-126.00. For Capital Repairs and Replacements, \$5,000.00 to \$4,500.00. For other operating expenses \$32,000.00 to \$28,800.00, concurred to by the House.

SOLDIERS' HOME:

Senate amendment reduced the item for salaries from \$26,140.00 to \$23,526.00. For Capital, Repairs and Replacements from \$2,660.00 to \$2,394.00. For other operating expenses from \$22,847.00 to \$22,563.00 concurred to by the House.

STATE HOSPITAL FOR INSANE:

The item for other operating expenses was reduced by the Senate amendment from \$170,000.00 to \$136,300.00 and which item was raised by your conference committee to \$153,150.00, to which the Senate conceded.

SCHOOL FOR DEAF AND BLIND:

The item for salaries was reduced by the Senate amendment from \$77,556.00 to \$69,800.00. For Capital Repairs and Replacements from \$2,300.00 to \$2,070.00 to which item the House concurred. For other operating expenses, was reduced by the Senate amendment from \$67,144.00 to \$51,430.00 to which the Senate receded and amount agreed to was \$60,130.00.

Line 32 of the original bill which was \$40,000.00 for the construction of a new building at the Industrial School was stricken out by the Committee on Finance and Claims in the Senate but which amendment was inadvertently omitted from the report of Senate amendment.

Moved by Nelstead report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Chatham, Cooney, Curran, Darlington, Dean, Dellwo, Doran, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, Gordon, Green, Hagestad, Hanley, Henderson, Jameson, Jergensen, Johnson, Jones, Kinville, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, MacRae, Mason, Manning, Marshall, Merritt, Monaghan, Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Clausen, Dougherty, Dunn, Ekegren, English (Deer Lodge), Erickson, George, Goodwin, Hodgskiss, Jensen, Knight, Kruse, Metlen, Minette, Miller (Fergus), Reed, Renwick, Shepard, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 27.

Helena, Montana, March 7, 1929.

To the President of the Senate and the Speaker of the House of Representatives:

We, your Joint Conference Committee, having had under consideration Senate Amendments to House Bill No. 343 beg leave to report that we were unable to agree and ask that the Committee be discharged and that a new Conference Committee be appointed.

Respectfully,

In the Senate.

KENNEDY,
SMITH of Beaverhead,
HAGGERTY.

In the House.

MOULTON,
NELSON,
KINVILLE.

On motion of Moulton report adopted.

The Speaker appointed Sample of Dawson, Johnson of Valley, Murphy of Deer Lodge to act on a joint conference committee on H. B. No. 343.

Moved by Flachsenhar, seconded and carried that House recess subject to call of the Chair.

House resumed.

Mr. Speaker in the Chair.

MOTIONS AND RESOLUTIONS

Moved by Reed that the Verification Clerk be instructed to make the necessary corrections in House Bill No. 322 in Section 1 of the Printed Bill in lines 10, 11, 12, 13, 14, 15, and 16 to read "Salaries of others and the words and figures Fifty-four Thousand One Hundred Eighty Dollars (\$54,180.00)."

In Section 2 by striking out lines 11, 12, 13, 14, 15, 16 and 17 and inserting "Salaries of others and the words and figures Fifty-four Thousand One Hundred Eighty Dollars (\$54,180.00)." Motion seconded and carried.

REPORTS OF SELECT COMMITTEES

The following report was received from a conference committee:
To the President of the Senate and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate amendments to House Bill No. 320, introduced by Appropriations Committee, being a bill for an act entitled: "An Act Appropriating money for the operation and Maintenance of Certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1929, and ending June 30, 1931," beg leave to report and recommend as follows:

Strike out in Section 1 in line 8 the Senate amendment the words and figures "Twenty-nine Thousand Seven Hundred Seventy-five Dollars (\$29,775.00)" and insert in lieu thereof the words and figures "Thirty Thousand Six Hundred Dollars (\$30,600.00)."

Strike out in line 11 the Senate amendment the words and figures "Eighteen Hundred Seventy-five Dollars (\$1875.00)" and insert in lieu thereof the words and figures "Twenty-seven Hundred Dollars (\$2700.00)."

Add in the Senate amendment in line 21½ after the word "fund" the words "the following amount:"

Amend line 25 of the printed bill by striking out the Senate amendment the words and figures "Eighteen Thousand Dollars \$18,000.00" and inserting in lieu thereof the words and figures "Seventeen Thousand Dollars (\$17,000.00)."

That the House concur in Senate amendments to lines 29, 35, 42, 45 and 46 of the printed bill.

That the Senate recede from its amendment striking out line 50, and add line 50¼ to read as follows: "Salary of above Highway man to be paid from Highway fund."

Amend lines 51 and 52 by striking out the words and figures "Two Thousand Three Hundred Thirty Dollars (\$2330.00)" and inserting in lieu thereof the words and figures "Two Thousand One Hundred Ninety-five Dollars (\$2,195.00)."

That the House concur in Senate amendments to lines 55, 58, 59 and 60.

Amend line 63 by striking out the words and figures "Four Thousand Two Hundred Dollars \$4,200.00" and inserting in lieu thereof the words and figures "Thirty-six Hundred Dollars \$3600.00."

Amend line 66 by striking out the words and figures "Twelve Hundred Dollars \$1200.00" and inserting in lieu thereof the words and figures "Six Hundred Dollars \$600.00."

That the House concur in Senate amendment to line 68 of the printed bill.

Further amend line 69 by striking out the Senate amendment the words and figures "Five Thousand Four Hundred Ninety Dollars \$5490.00" and inserting in lieu thereof the words and figures "Fifty-six Hundred Dollars \$5600.00."

Amend House Bill 320, Section 1, lines 70 and 71, by striking out the words and figures: "Two Thousand Two Hundred Dollars (\$2,200.00)" and inserting in lieu thereof the words and figures: "Three Thousand Three Hundred Dollars (\$3,300.00)."

Amend line 72 by striking out the words and figures "One Thousand Two Hundred Dollars \$1200.00" and inserting in lieu thereof the words and figures "Eighteen Hundred Dollars \$1800.00."

Amend line 73 by striking out the words and figures "One Thousand Dollars \$1000.00" and inserting in lieu thereof the words and figures "Fifteen Hundred Dollars \$1500.00."

That the House concur in Senate amendments to lines 78 and 79 of the printed bill.

Amend line 88 by striking out the Senate amendment the words and figures "Seventeen Thousand Dollars \$17,000.00" and inserting in lieu thereof the words and figures "Seventeen Thousand Five Hundred Dollars \$17,500.00."

Amend Section 2 as follows:

Strike out in line 8 in the Senate amendment the words and figures "Twenty-nine Thousand Seven Hundred Seventy-five Dollars \$29,775" and inserting in lieu thereof the words and figures "Thirty Thousand Six Hundred Dollars \$30,600.00."

Strike out the Senate amendment in line 11 the words and figures "One Thousand Eight Hundred Seventy-five Dollars \$1,875.00" and inserting in lieu thereof the words and figures "Twenty-seven Hundred Dollars \$2,700.00."

Amend the Senate amendment in line 19½ after the word "fund" by adding the words "the following amount."

Amend line 23 by striking out the Senate amendment the words and figures "Eighteen Thousand Dollars \$18,000.00" and inserting in lieu thereof the words and figures "Seventeen Thousand Dollars \$17,000.00."

That the House concur in Senate amendments to lines 27, 32 and 33 of the printed bill.

Amend line 39 by striking out the Senate amendment the words and figures "Thirteen Thousand Seven Hundred Seventy Dollars \$13,770.00" and inserting in lieu thereof the words and figures "Twelve Thousand Seven Hundred Seventy Dollars \$12,770.00."

That the House concur in Senate amendment to line 42 of the printed bill.

That the Senate recede from its amendment striking out line 47, and add line 47½ to read as follows: "Salary of above Highway man to be paid from Highway Fund."

Amend lines 49 and 50 by striking out the words and figures "Two Thousand Three Hundred Thirty Dollars \$2,330.00" and inserting in lieu thereof the words and figures "Two Thousand One Hundred Ninety-five Dollars \$2,195.00."

That the House concur in Senate amendments to lines 53, 56, 57 and 58 of the printed bill.

Amend line 61 by striking out the words and figures "Four Thousand Two Hundred Dollars \$4,200.00" and inserting in lieu thereof the words and figures "Thirty-six Hundred Dollars \$3600.00."

Amend line 64 by striking out the words and figures "Twelve Hundred Dollars \$1200.00" and inserting in lieu thereof the words and figures "Six Hundred Dollars \$600.00."

That the House concur in Senate amendment to line 66 of the printed bill.

Amend line 67 by striking out the Senate amendment the words and figures "Five Thousand Four Hundred Ninety Dollars \$5,490.00" and inserting in lieu thereof the words and figures "Fifty-six Hundred Dollars \$5600.00."

Amend House Bill 320, Section 2, lines 68 and 69, by striking out the words and figures: "Two Thousand Two Hundred Dollars (\$2,200.00)" and inserting in lieu thereof the words and figures: "Three Thousand Three Hundred Dollars (\$3,300.00)."

Amend Line 70 by striking out the words and figures "Twelve Hundred Dollars \$1200.00" and inserting in lieu thereof the words and figures "Eighteen Hundred Dollars \$1800.00."

Amend line 71 by striking out the words and figures "One Thousand Dollars \$1000.00" and inserting in lieu thereof the words and figures "Fifteen Hundred Dollars \$1500.00."

That the House concur in Senate amendments to lines 76 and 77 of the printed bill.

Amend line 86 by striking out the Senate amendment the words and figures "Seventeen Thousand Dollars \$17,000.00" and inserting in lieu thereof the words and figures "Seventeen Thousand Five Hundred Dollars \$17,500.00."

Amend Section 3 by adding the following: "The Board of Examiners of the State of Montana is hereby authorized and empowered to transfer amounts or parts of amounts herein appropriated in one item to supplement amounts appropriated for another item in each department, providing the aggregate amount of the appropriation is neither increased or decreased."

And as so amended, beg leave to report that House Bill No. 320 be concurred in.

For the Senate.

SHELVER,
CHURCH,
HIGBEE.

For the House.

BRETZKE,
UELAND,
BROWN, Cascade.

Explanation to report re Senate amendments to H. B. No. 320 (See page 24, Book 2).

EXPLANATION: Vocational Rehabilitation. The House in concurring in the Senate amendments in lines 29 and 35 reduces the expenses authorized for Vocational Rehabilitation \$1500.00.

Purchasing Agent. In concurring in the Senate amendments in lines 42, 45 and 46, raises the salary of the Assistant Purchasing Agent \$300.00. This raise is partially offset by reducing the amount itemized in lines 50 and 52, \$135.00.

Historical Society of Montana. That the House in concurring in the Senate amendments in lines 55 and 58 has reduced the salaries of extra help in the Historical Library \$250.00. This deduction still allows a full time clerk at \$1800.00 per year.

In concurring in line 59, this reduces the operating expenses from \$600.00 to \$540.00.

In concurring in line 60, this reduces capital repairs and replacements from \$750.00 to \$675.00.

State Engineer. In concurring in line 68, this reduces the operating expenses from \$350.00 to \$315.00.

State Law Library. In concurring in line 78, this reduces capital repairs and replacements from \$150.00 to \$135.00, and in line 79, reduces other operating expenses from \$350.00 to \$315.00.

All the foregoing pertain to Section 1.

The changes in Section 2, being for the second year, are the same as in Section 1. Bretzke, Ueland, Brown (Cascade).

Moved by Bretzke that report be adopted. On roll call reported adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Budas, Burrell, Chapman, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dunn, English (Silver Bow), Fairgrieve, Flachsenhar, Fulsher, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Kinville, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Metlen, Merritt, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nelson, Nelstead, Nicholson, O'Day, Parker, Pauly, Purnell, Renwick, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Sullivan, Ueland, Wickware, Willis, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Chatham, Dougherty, Ekegren, English (Deer Lodge), Erickson, Freed, George, Goodwin, Jensen, Jones, Knight, Kruse, Leavens, MacRae, Manning, Marshall, Minette, Nagle, Reed, Rigg, Shepard, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Willard, Wilson, Woodcock. Total 32.

MOTIONS AND RESOLUTIONS

Mr. Speaker: We, your special committee on Resolutions, respectfully beg leave to report the following resolution for the consideration of this body,

JOSEPH K. TOOLE.

WHEREAS, it has this day come to our notice that there has passed to that bourne whence no traveler returns, one whose brilliant intellectual powers, constructive statesmanship and pure patriotism have left an indelible mark upon the governmental structure of Montana, and

WHEREAS, Joseph K. Toole, during thirty years of active public life, served twice as Territorial Delegate to Congress, as a Member of the First Constitutional Convention and also of the Convention which formulated the present Constitution of the State, as a Member of the Twelfth Territorial Assembly, and as Governor for three terms and

WHEREAS, this man of rare greatness has contributed to the up-building of the State of Montana, in the molding of its government and in the development of its civilization, to the extent that he could not be repaid in the material gifts of man, but only in his esteem and gratitude and in the joy and zest of doing;

NOW THEREFORE BE IT RESOLVED: That the House of Representatives of the State of Montana, speaking in behalf of the sons and daughters of this Great State, expresses undying gratitude for the labors and the achievements of Joseph K. Toole, and the deepest sorrow at his passing; and

BE IT FURTHER RESOLVED: That this body extend to his bereaved widow and his two splendid sons, Warren Toole and Joseph Toole, its sincere sympathy. May his memory long be cherished. J. C. Sheffer, Dennis A. Dellwo, Albert Besancon.

R. C. BRICKER,
Speaker of the House.

ATTEST:

H. J. FAUST, Chief Clerk.

Moved by Dellwo that resolution be adopted, spread at length on the Journal and a copy forwarded to the widow of Mr. Toole. Seconded and carried.

Moved by Flachsenhar that House recess subject to the call of the Chair.

House resumed.

Mr. Speaker in the Chair.

The Employment Committee reported as follows:

Helena, Montana, March 7, 1929.

Mr. Speaker: Be It Resolved, by the Twenty-first Legislative Assembly, that the payment of two days' pay be authorized to employees hereinafter mentioned, to be effective at the close of the session of the Twenty-first Assembly:

Dittmer, Beulah E., Enrolling Clerk, \$8.00 per day.

Lanway, Reid, Asst. Enrolling Clerk, \$6.00 per day.

Erb, Amy Ann, Stenographer, \$5.00 per day.

O'Neal, Letha, Clerk of Judiciary Committee, \$6.00 per day.

Milligan, Mimi, Stenographer, \$5.00 per day.

Milligan, Irene, Stenographer, \$5.00 per day.
Dalstrom, Aina, Stenographer, \$5.00 per day.
Pruner, Edith, Stenographer, \$5.00 per day.
Drake, Elizabeth, Proof Reader, \$5.00 per day.
Wood, R. G., Proof Reader, \$5.00 per day.
Pierce, W. B., Proof Reader, \$5.00 per day.
Stephens, Elmo, Proof Reader, \$5.00 per day.
Olson, Gladys, Stenographer, \$5.00 per day.
Kuntz, Krystyn, Stenographer, \$5.00 per day.
Dineen, Thelma, Stenographer, \$5.00 per day.

Resolved, That the Chief Clerk of the House be authorized to certify such pay roll to the State Auditor for payment from the appropriation for incidental expenses of the House of Representatives, Twenty-first Assembly.

JOHNSON, Vice-Chairman, Employment Committee.

On motion of Johnson report adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Cowan was this day adopted by the Senate:

"I move that the Senate authorize the House Verification Clerk to correct Section 1 of House Bill 323, lines 65 and 66 the words and figures to read: 'Forty-Eight Hundred Dollars (\$4,800.00)' instead of 'Fifty-Eight Hundred and Forty Dollars (\$5,840.00)' to conform with the conference report amendment of said bill in line 61. In Section 2 to correct lines 57 and 58 the words and figures to read: 'Forty-Eight Hundred Dollars instead of 'Fifty-Eight Hundred and Forty Dollars (\$5,840.00)' to conform with the conference report amendment of said Bill in line 53."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Kane was this day adopted by the Senate:

"I move that the Senate authorize the House Verification Clerk to correct the title of House Bill No. 314 by striking out after the comma after the word "Insane" in said title, the following, 'Living Quarters for the Attending Physicians' to conform with the conference report amending said bill which struck from said bill lines 6, 7 and 8 of the printed bill, eliminating the same from the act."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that in conformity with the request of the House, The President this day appointed the following Senators to act as a Conference Committee with a like number from the House for the consideration of Senate Amendments to H. B. No. 343: Senators Thein, Dowlin and McCleary.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee on Senate Amendments to House Bill No. 322, was this day on roll call, adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee report, on Senate Amendments to H. B. No. 320, was this day on roll call adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee Report, on Senate Amendments to H. B. No. 341, was this day, on roll call, adopted by the Senate.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Moved by Flachsenhar that House recess subject to the call of the Chair.
House resumed.

Mr. Speaker in the Chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. 341, 323, 322, 314, 324, 342, 340, 316 and 344.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign the following House Bills and thereupon signed same: Nos. 341, 323, 322, 314, 324, 342, 340, 316 and 344.

REPORT OF SELECT COMMITTEE

The following report was received from a conference committee:
To the President of the Senate and Speaker of the House of Representatives:

We, your Joint Conference Committee, having had under consideration House Bill No. 318 introduced by Appropriation Committee: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the Agricultural Experiment Station and the Sub-Stations and for Farmers' Extension Work for the period beginning July 1, 1929 and ending June 30, 1931." Respectfully report as follows: (being according to the printed bill.)

1. That the Senate recede from its amendment to line 6 in Section 1 and that the words and figures Sixty-Eight Thousand Dollars (\$68,000.00) be substituted in lieu thereof.
2. That the House concur in the Senate amendment to lines 7 and 8 in Section 1.
3. That the House concur in Senate amendment to line 10 in Section 1.
4. That the House concur in the Senate amendment to lines 12 and 13 in Section 1.
5. That the House concur in Senate amendment to line 15 in Section 1.

6. That the Senate recede from its amendment to line 17 in Section 1 and that the words and figures Ten Thousand Dollars (\$10,000.00) be substituted in lieu thereof.

7. That the House concur in the Senate amendment to line 19 in Section 1.

8. That the Senate recede from its amendment in line 24 of Section 1 and that the words and figures Seventy-seven Thousand Seven Hundred Dollars (\$77,700.00) be substituted in lieu thereof.

9. That the Senate recede from its amendment to lines 25 and 26 of Section 1 and that lines 25 and 26 of Section 1 be stricken from the Bill.

10. That the Senate recede from its amendment to line 28 of Section 1 and that the words and figures Four Thousand Dollars (\$4,000.00) be substituted in lieu thereof.

11. That the Senate recede from its amendment to line 6 in Section 2 and that the words and figures Sixty-eight Thousand Dollars (\$68,000.00) be substituted in lieu thereof.

12. That the House concur in the Senate amendment to lines 7 and 8 in Section 2.

13. That the House concur in Senate Amendment to line 10 in Section 2.

14. That the House concur in the Senate amendment to line 12 in Section 2.

15. That the House concur in Senate amendment to line 14 in Section 2.

16. That the Senate recede from its amendment to line 16 in Section 2 and that the words and figures Ten Thousand Dollars (\$10,000.00) be substituted in lieu thereof.

17. That the House concur in the Senate amendment to line 18 in Section 2.

18. That the Senate recede from its amendment in line 23 of Section 2 and that the words and figures Seventy-seven Thousand Seven Hundred Dollars (\$77,700.00) be substituted in lieu thereof.

19. That the Senate recede from its amendment to lines 24 and 25 of Section 2 and that lines 24 and 25 of Section 2 be stricken from the Bill.

20. That the Senate recede from its amendment to line 27 of Section 2 and that the words and figures Four Thousand Dollars (\$4,000.00) be substituted in lieu thereof.

21. That the Senate recede from its amendment to said Bill when the Senate amended the same by adding Section 5 thereto and striking out the said proposed Section 5. And as so amended we recommend that the same be concurred in.

Explanation to report re Senate amendments to H. B. No. 318 (See page 26, Book 2).

EXPLANATION: Joint Committee Conference on House Bill No. 318. Senate amends a total cut from the original bill of \$20,900.00. Conference Committee agrees to a cut on:

Line 6	\$2,000.00
Lines 7 and 8	900.00
Lines 9 and 10	350.00
Line 13	500.00
Line 15	350.00
Line 17	1,000.00
Line 19	1,600.00
Line 23	2,300.00
Lines 25 and 26	5,000.00
Line 28	1,000.00

Making a total cut agreed upon of \$15,000.00, or a difference each year conceded by the Senate over the bill as amended of \$5,900.00.

WUERTHNER,
PLANK,

For the Senate.

MILLER of Fergus,
CLAUSEN,
METLEN,

For the House.

Moved by Miller of Fergus that report be adopted. On roll call report adopted by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Besancon, Bonine, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Burrell, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dellwo, Doran, Dunn, English (Silver Bow), Fairgrieve, Flachsenhar, Freed, Fulsher, George, Gordon, Green, Hagestad, Hanley, Henderson, Hodgskiss, Jameson, Jergensen, Johnson, Jones, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Mason, Marshall, Merritt, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Moss, Moulton, Murphy, Nagle, Nelson, Nelstead, O'Day, Parker, Pauly, Purnell, Reed, Renwick, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willard, Willis, Wilson, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Budas, Dean, Dougherty, Ekegren, English (Deer Lodge), Erickson, Goodwin, Jensen, Knight, MacRae, Manning, Metlen, Nicholson, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Woodcock. Total 22.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the House request to recall S. J. R. No. 4 from the Senate.

Moved by Flachsenhar, seconded and carried, that House recess subject to call of the Chair.

House resumed.

Mr. Speaker in the Chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call, adopted the report of the Joint Conference Committee on House Bill No. 318.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made and seconded, the request of the House for the return of S. J. R. No. 4 for further consideration, is hereby granted, and bill is herewith transmitted.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the House recall H. B. No. 321 from the conference committee.

Moved by Flachsenhar, seconded and carried, that the House recall H. B. No. 343, from the conference committee.

Moved by Flachsenhar, seconded and carried, that the Speaker appoint a new conference committee, consisting of 3 members to confer with a like conference committee from the Senate on H. Bills Numbers 321 and 343. The Speaker appointed the following to confer on H. Bills Nos. 321 and 343. Flachsenhar of Prairie, Johnson of Valley and Sample of Dawson.

Moved by Flachsenhar, seconded and carried, that the House recess subject to call of the Chair.

House resumed.

Mr. Speaker in the Chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following message was received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on roll call, the House is hereby notified that the Senate adheres to its Amendments to H. B. No. 321, and declines to appoint another Conference Committee on that Bill.

Also, I am directed by the Senate to inform your Honorable Body that on roll call, the House is hereby notified that the Senate adheres to its Amendments to H. B. No. 343, and declines to appoint another Conference Committee on that Bill.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that House Bills Nos. 321 and 343 be recalled from the conference committees and placed on General Orders.

CONSIDERATION OF GENERAL ORDERS

Moved by Flachsenhar, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as previous sitting.

Mr. Leavens in the Chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole House having had under consideration, Senate amendments to House Bills Nos. 321 and 343 recommend as follows: That Senate Amendments to H. B. No. 321, be concurred in. That Senate amendments to H. B. No. 343, be concurred in.

LEAVENS, Chairman.

On motion of Leavens report adopted.

Moved by Flachsenhar, seconded and carried, that, with the concurrence of the Senate, the Enrolling Committee be instructed to correct the following clerical error in H. B. 321, by inserting after line 40 in Section 1, printed bill, and after line 35, of Section 2, printed bill, respectively, the words and figures "for salary of tax counsel \$3,000.00."

FLACHSENHAR,

THIRD READING OF HOUSE BILLS

Senate Amendments to H. B. 321, by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Arnold (Stillwater), Ballard, Barry, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Cooney, Curran, Darlington, Dean, Dellwo, Doran, Dunn, Flachsenhar, Fulsher, Gordon, Green, Hagestad, Hanley, Jameson, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelstead, O'Day, Pauly, Purnell, Renwick, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Shepard, Sullivan, Ueland, Wickware, Willis, Wilson, Mr. Speaker. Total 61.

Noes: Burrell, Fairgrieve, George, Henderson, Johnson, Jones, Mason, Merritt, Moss, Moulton, Reed, Roll. Total 12.

Absent and not voting: Arnold (Rosebud), Benjamin, Besancon, Bonine, Budas, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Freed, Goodwin, Hodgskiss, Jensen, Knight, MacRae, Manning, Nelson, Nicholson, Parker, Rigg, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Willard, Woodcock. Total 29.

Senate Amendments to H. B. No. 343, introduced by Appropriations Committee, having been read three several times, were concurred in by the following vote:

Ayes: Anderson, Angvick, Ballard, Barry, Bretzke, Brown (Cascade), Brown (Gallatin), Buck, Chapman, Chatham, Clausen, Curran, Darlington, Dean, Dellwo, Doran, Dunn, Flachsenhar, Fulsher, Gordon, Green, Hagestad, Hanley, Jameson, Jergensen, Kinville, Kruse, Leavens, Leavitt, Lewis, Lillis, Logan, Lucas, Marshall, Metlen, Minette, Monaghan, Miller (Fergus), Miller (Lincoln), Murphy, Nagle, Nelstead, O'Day, Pauly, Purnell, Renwick, Rolph, Ross, Ryder, Salyerds, Shepard, Sullivan, Ueland, Wickware, Willis, Wilson, Mr. Speaker. Total 57.

Noes: Burrell, Fairgrieve, George, Henderson, Johnson, Jones, Mason, Merritt, Moss, Moulton, Reed, Roll, Sample, Sheffer. Total 14.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Besancon, Bonine, Budas, Dougherty, Ekegren, English (Deer Lodge), English (Silver Bow), Erickson, Freed, Goodwin, Hodgskiss, Jensen, Knight, MacRae, Manning, Nelson, Nicholson, Parker, Rigg, Simpson, Steeves, Thorburn, Tinsley, Waite, Warren, Willard, Woodcock. Total 31.

Moved by Flachsenhar, seconded and carried, that House recess subject to the call of the Chair.

House resumed.

Mr. Speaker in the Chair.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Helena, March 7, 1929.

Mr. Speaker: I am directed by the President to inform your Honorable Body that the following action duly made and seconded was adopted:

I move that the Senate, with the concurrence of the House, instruct the Enrolling Committee of the House to correct a clerical error in House Bill No. 321 by inserting after line 40, in Section 1, printed bill, and after line 35, of Section 2, of printed bill, respectively, the words and figures, "for salary of tax counsel \$3,000.00."

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the President to inform your Honorable Body that the following action duly made and seconded was adopted:

"I move that the Verification Clerk be instructed to make the necessary correction in House Bill No. 322 in Section 1 of the Printed Bill in lines 10, 11, 12, 13, 14, 15 and 16 to read "Salaries of others and the words and figures Fifty-Four Thousand One Hundred Eighty Dollars \$54,180.00."

In Section 2 by striking out lines 11, 12, 13, 14, 15, 16 and 17 and inserting "Salaries of others and the words and figures Fifty-four Thousand One Hundred Eighty Dollars \$54,180.00."

The Senate amended the printed bill and the original bill read "Salaries of others and the words and figures Fifty-four Thousand One Hundred Eighty Dollars \$54,180.00."

Respectfully,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. 321, 318, 320, 343.

MERRITT, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign the following bills: House Bills Nos. 320, 318, 321, 343, and thereupon signed same.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, that a committee be appointed by the Speaker to consist of three members from the House to notify His Excellency the Governor that the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, having completed its work is about to adjourn sine die. Motion seconded and carried.

The Speaker appointed the following to constitute such committee: Leavens of Yellowstone, Nelstead of Carter and Murphy of Deer Lodge.

Moved by Flachsenhar, that a committee be appointed by the Speaker to consist of three members from the House to notify the Honorable Senate that the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, having completed its work is about to adjourn sine die. Motion seconded and carried.

The Speaker appointed the following to constitute such committee: Johnson of Valley, Jameson of Yellowstone and Nagle of Lewis and Clark.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal having examined the Journal for the sixtieth legislative day find same to be correct.

DARLINTON, Chairman.

Report adopted.

Representative Leavens, chairman of the Committee to notify His Excellency, the Governor, reported the duty performed and that the Governor desired conveyed to the House his appreciation and thanks for its efforts and wished the members a safe journey.

Representative Johnson, chairman of the Committee to notify the Senate, reported the duty performed.

The Committee from the Senate appeared and notified the House that the Honorable Senate had completed its labors and was ready to adjourn sine die.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following messages were received from the Senate and read:

Helena, Montana, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day, in open session, signed the following House Bills: H. B. No. 320; H. B. No. 318; H. B. No. 321; H. B. No. 343.

Respectfully,

J. F. CONE,
Secretary of the Senate.

Helena, March 7, 1929.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion was duly made, seconded and carried:

By Kane, That the Senate grant its consent to the House to adjourn sine die.

Respectfully,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Flachsenhar, seconded and carried, that the House of Representatives of the Twenty-first Legislative Assembly of the State of Montana, do now stand adjourned, sine die, at 11:59 P. M. of the sixtieth day.

R. C. BRICKER,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

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